

FORTIETH DAY

(Monday, March 22, 1937)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Calvert.

The roll of the House was called, and the following Members were present:

Mr. Speaker	Holland
Alexander	Hoskins
Alsup	Howard
Amos	Huddleston
Baker	Hull
Bates	Jackson
Beckworth	James
Bell	Johnson of Ellis
Blankenship	Johnson
Boethel	of Tarrant
Bond	Jones of Angelina
Boyer	Jones of Wise
Bradbury	Keefe
Bradford	Keith
Bridgers	Kelt
Broadfoot	Kenyon
Brown	Kern
Burton	King
Cagle	Knetsch
Callan	Langdon
Carssow	Lankford
Celaya	Lanning
Cauthorn	Leonard
Cathey	Leyendecker
Cleveland	Little
Colquitt	Loggins
Davis of Haskell	London
Davis of Jasper	Lucas
Davison of Fisher	Mann
Davisson	Mauritz
of Eastland	Mays
Deglandon	McConnell
Dickison	McCracken
Dollins	McDonald
England	McFarland
Farmer	McKee
Felty	McKinney
Fielden	Metcalf
Fox	Moffett
Fuchs	Monkhouse
Graves	Morris
Hamilton	Newton
Hankamer	Nicholson
Hanna	Oliver
Harbin	Palmer
Hardin	Patterson of Mills
Harper	Patterson
Harrell	of Travis
Harris of Archer	Petsch
Harris of Dallas	Pope
Harris of Dickens	Powell
Hartzog	Prescott
Heflin	Quinn
Herzik	Ragsdale

Reader	Smith of Tarrant
Reed of Bowie	Stevenson
Reed of Dallas	Stinson
Rhodes	Stocks
Riddle	Talbert
Roark	Tennant
Ross	Tennyson
Russell	Thornberry
Rutta	Thornton
Schuenemann	Vale
Settle	Waggoner
Shell	Walker
Simpson	Weldon
Skaggs	Westbrook
Smith of Hopkins	Winfree
Smith	
of Matagorda	

Absent

Dean

Absent—Excused

Adkins	Morse
Derden	Sewell
Gibson	Sharpe
Hyder	Tarwater
Jones of Atascosa	Wood
Jones of Falls	Worley
Leath	

A quorum was announced present.

Prayer was offered by Rev. George W. Coltrin, Chaplain.

LEAVES OF ABSENCE GRANTED

The following Members were granted leaves of absence on account of important business:

Mr. Worley for today, on motion of Mr. Thornton.

Mr. Leath for today, on account of important State business, on motion of Mr. Tennant.

Mr. Gibson and Mr. Wood for today, on account of important State business, on motion of Mr. Hanna.

Mr. Derden for today, on motion of Mr. Cagle.

Mr. Hyder for today, on motion of Mr. Settle.

Mr. Tarwater for today, on account of important State business, on motion of Mr. Nicholson.

Mr. Jones of Atascosa for today, on motion of Mr. Walker.

Mr. Sharpe for today, on motion of Mr. Russell.

The following Members were granted leaves of absence on account of illness:

Mr. Jones of Falls for today, on motion of Mr. Reed of Dallas.

Mr. Adkins for today, on motion of Mr. Winfree.

Mr. Sewell for today, on motion of Mr. Keefe.

Mr. Morse for today, on account of a death in his family, on motion of Mr. Howard.

Mr. Reed of Bowie temporarily for last Friday, on motion of Mr. Reed of Dallas.

HOUSE BILLS ON FIRST READING

Mr. Bradford moved to introduce, at this time, and have placed on first reading, House Bill No. 1014.

The motion prevailed by the following vote:

Yeas—116

Alexander	Heflin
Alsup	Herzik
Amos	Hoskins
Bates	Howard
Beckworth	Huddleston
Blankenship	Hull
Boethel	Jackson
Boyer	James
Bradbury	Johnson of Ellis
Bradford	Johnson
Bridgers	of Tarrant
Broadfoot	Jones of Angelina
Brown	Jones of Wise
Burton	Kelt
Cagle	Kern
Callan	King
Carssow	Knetsch
Cathey	Langdon
Cauthorn	Lankford
Cleveland	Lanning
Colquitt	Leonard
Davis of Haskell	Leyendecker
Davis of Jasper	Little
Davison of Fisher	Loggins
Davison	London
of Eastland	Lucas
Deglandon	Mann
Dickison	Mauritz
Dollins	Mays
England	McConnell
Farmer	McDonald
Fielden	McKee
Fox	McKinney
Fuchs	Metcalfe
Hamilton	Moffett
Hankamer	Monkhouse
Hanna	Morris
Harbin	Newton
Hardin	Nicholson
Harper	Patterson of Mills
Harrell	Patterson
Harris of Archer	of Travis
Harris of Dallas	Pope
Harris of Dickens	Powell

Prescott
Quinn
Reader
Reed of Bowie
Reed of Dallas
Rhodes
Roark
Ross
Russell
Rutta
Schuenemann
Settle
Shell
Simpson
Skaggs
Smith of Hopkins

Smith
of Matagorda
Smith of Tarrant
Stevenson
Stinson
Stocks
Talbert
Tennant
Tennyson
Thornberry
Thornton
Vale
Waggoner
Walker
Weldon
Westbrook

Absent

Baker	Keith
Bell	Kenyon
Bond	McCracken
Celaya	McFarland
Dean	Oliver
Felty	Palmer
Graves	Petsch
Hartzog	Ragsdale
Holland	Riddle
Keefe	Winfree

Absent—Excused

Adkins	Morse
Derden	Sewell
Gibson	Sharpe
Hyder	Tarwater
Jones of Atascosa	Wood
Jones of Falls	Worley
Leath	

The Speaker then laid the bill before the House, it was read first time, and referred to the appropriate committee, as follows:

By Mr. Bradford:

H. B. No. 1014, A bill to be entitled "An Act providing relief for the Consolidated Common School District No. 2 of Ward County, Texas, made necessary by the fact that a number of additional students have enrolled in said school upon which the district receives no State apportionment; making an appropriation for said District to enable them to cope with the situation and to continue their program of education, and declaring an emergency."

Referred to the Committee on Appropriations.

Mr. Reed of Dallas moved to introduce, at this time, and have placed on first reading, House Bill No. 1015.

The motion prevailed by the following vote:

Yeas—113

Alexander	King
Alsup	Knetsch
Amos	Langdon
Baker	Lankford
Bates	Lanning
Beckworth	Leonard
Blankenship	Leyendecker
Boethel	Little
Boyer	Loggins
Bradbury	London
Bradford	Lucas
Bridgers	Mann
Broadfoot	Mays
Brown	McConnell
Burton	McCracken
Cagle	McFarland
Callan	McKee
Carsow	Metcalfe
Cathey	Moffett
Cauthorn	Monkhouse
Celaya	Morris
Cleveland	Newton
Colquitt	Nicholson
Davis of Haskell	Patterson of Mills
Davis of Jasper	Patterson
Davison of Fisher	of Travis
Davisson	Pope
of Eastland	Powell
Deglandon	Prescott
Farmer	Quinn
Fielden	Reed of Bowie
Fox	Reed of Dallas
Fuchs	Rhodes
Hamilton	Roark
Hankamer	Ross
Hanna	Russell
Harbin	Rutta
Hardin	Schuenemann
Harper	Settle
Harrell	Shell
Harris of Archer	Simpson
Harris of Dallas	Skaggs
Harris of Dickens	Smith of Hopkins
Heflin	Smith
Herzik	of Matagorda
Holland	Smith of Tarrant
Hoskins	Stevenson
Howard	Stinson
Huddleston	Stocks
Hull	Talbert
Jackson	Tennant
James	Tennyson
Johnson of Ellis	Thornton
Johnson	Vale
of Tarrant	Waggoner
Jones of Angelina	Walker
Jones of Wise	Weldon
Kelt	Westbrook
Kern	
	Absent
Bell	Bond

Dean	McDonald
Dickison	McKinney
Dollins	Oliver
England	Palmer
Felty	Petsch
Graves	Ragsdale
Hartzog	Reader
Keefe	Riddle
Keith	Thornberry
Kenyon	Winfree
Mauritz	

Absent—Excused

Adkins	Morse
Derden	Sewell
Gibson	Sharpe
Hyder	Tarwater
Jones of Atascosa	Wood
Jones of Falls	Worley
Leath	

The Speaker then laid the bill before the House, it was read first time, and referred to the appropriate committee, as follows:

By Mr. Reed of Dallas:

H. B. No. 1015, A bill to be entitled "An Act to make it unlawful to barter, sell or exchange any child under twenty-one years of age; declaring it a felony and fixing punishment, and declaring an emergency."

Referred to the Committee on Criminal Jurisprudence.

Mr. Rutta moved to introduce, at this time, and have placed on first reading, House Bill No. 1016.

The motion prevailed by the following vote:

Yeas—123

Alexander	Colquitt
Alsup	Davis of Haskell
Amos	Davis of Jasper
Bates	Davison of Fisher
Beckworth	Davisson
Bell	of Eastland
Blankenship	Deglandon
Boethel	Dickison
Bond	England
Boyer	Farmer
Bradbury	Fielden
Bradford	Fox
Bridgers	Fuchs
Broadfoot	Hamilton
Brown	Hankamer
Burton	Hanna
Cagle	Harbin
Callan	Hardin
Carsow	Harper
Cathey	Harrell
Cauthorn	Harris of Archer
Celaya	Harris of Dallas
Cleveland	Harris of Dickens

Hartzog	Nicholson
Heflin	Oliver
Herzik	Palmer
Holland	Patterson of Mills
Hoskins	Patterson
Howard	of Travis
Huddleston	Petsch
Hull	Pope
Jackson	Powell
James	Prescott
Johnson of Ellis	Ragsdale
Johnson	Reader
of Tarrant	Reed of Bowie
Jones of Angelina	Reed of Dallas
Jones of Wise	Rhodes
Kelt	Roark
Kenyon	Ross
Kern	Russell
King	Rutta
Knetsch	Schuenemann
Langdon	Settle
Lankford	Shell
Lanning	Simpson
Leonard	Smith of Hopkins
Leyendecker	Smith
Little	of Matagorda
Loggins	Smith of Tarrant
London	Stevenson
Lucas	Stinson
Mann	Stocks
Mauritz	Talbert
Mays	Tennant
McConnell	Tennyson
McDonald	Thornberry
McFarland	Thornton
McKee	Vale
Metcalf	Waggoner
Moffett	Walker
Monkhouse	Weldon
Morris	Westbrook
Newton	

Present—Not Voting

Skaggs

Absent

Baker	Keith
Dean	McCracken
Dollins	McKinney
Felty	Quinn
Graves	Riddle
Keefe	Winfree

Absent—Excused

Adkins	Morse
Derden	Sewell
Gibson	Sharpe
Hyder	Tarwater
Jones of Atascosa	Wood
Jones of Falls	Worley
Leath	

The Speaker then laid the bill before the House, it was read first time,

and referred to the appropriate committee, as follows:

By Mr. Rutta:

H. B. No. 1016, A bill to be entitled "An Act amending Section 6 of Article 46-A of the Revised Civil Statutes of Texas, Acts, 1931, Forty-second Legislature, and declaring an emergency."

Referred to the Committee on Judiciary.

Mr. Knetsch moved to introduce, at this time, and have placed on first reading, House Bill No. 1017.

The motion prevailed by the following vote:

Yeas—114

Alexander	Herzik
Alsup	Holland
Amos	Hoskins
Baker	Howard
Bates	Huddleston
Beckworth	Hull
Bell	Jackson
Blankenship	Johnson of Ellis
Boethel	Johnson
Boyer	of Tarrant
Bradbury	Jones of Angelina
Bradford	Jones of Wise
Broadfoot	Keith
Brown	Kelt
Burton	Kenyon
Cagle	Kern
Callan	Knetsch
Carsow	Langdon
Cathey	Lankford
Cauthorn	Lanning
Celaya	Leyendecker
Cleveland	Little
Colquitt	Loggins
Davis of Haskell	London
Davis of Jasper	Lucas
Davison of Fisher	Mauritz
Davisson	Mays
of Eastland	McDonald
Deglandon	McFarland
Dollins	McKee
England	McKinney
Farmer	Metcalf
Fielden	Moffett
Fox	Monkhouse
Fuchs	Newton
Graves	Nicholson
Hamilton	Patterson of Mills
Hankamer	Patterson
Hanna	of Travis
Harbin	Pope
Hardin	Powell
Harper	Prescott
Harrell	Ragsdale
Harris of Archer	Reader
Hartzog	Reed of Bowie
Heflin	Reed of Dallas

Rhodes	Stevenson
Roark	Stinson
Russell	Stocks
Rutta	Talbert
Schuenemann	Tennant
Settle	Tennyson
Shell	Thornberry
Simpson	Thornton
Skaggs	Vale
Smith of Hopkins	Waggoner
Smith	Walker
of Matagorda	Weldon
Smith of Tarrant	Westbrook

Absent

Bond	Mann
Bridgers	McConnell
Dean	McCracken
Dickison	Morris
Felty	Oliver
Harris of Dallas	Palmer
Harris of Dickens	Petsch
James	Quinn
Keefe	Riddle
King	Ross
Leonard	Winfree

Absent—Excused

Adkins	Morse
Derden	Sewell
Gibson	Sharpe
Hyder	Tarwater
Jones of Atascosa	Wood
Jones of Falls	Worley
Leath	

The Speaker then laid the bill before the House, it was read first time, and referred to the appropriate committee, as follows:

By Mr. Knetsch, Mr. Newton, Mr. Dickison, Mr. Skaggs, Mr. Pope and Mr. Amos:

H. B. No. 1017, A bill to be entitled "An Act making it unlawful for butane, or liquified petroleum gas, or artificial or natural gas to be handled, stored, sold or distributed in this State by any person, firm, corporation or other concern, without first being malodorized or odorized so that it will be perceptible and recognizable by the sense of smell; partially defining such odorants or malodorants; empowering the Railroad Commission of Texas to pass upon the sufficiency of same and to issue rules and regulations for the enforcement of this law and giving same the force and effect of law; providing penalties for failure of any person, firm, corporations, or associations and their officers to comply herewith; empowering the Attorney

General to bring suits for such enforcement and penalties, and declaring an emergency."

Referred to the Committee on Oil, Gas and Mining.

Mr. Lankford moved to introduce, at this time, and have placed on first reading, House Bill No. 1018.

The motion prevailed by the following vote:

Yeas—107

Alsup	Johnson
Amos	of Tarrant
Baker	Jones of Angelina
Bates	Jones of Wise
Beckworth	Keith
Bell	Kelt
Blankenship	Kenyon
Boethel	Kern
Bond	King
Boyer	Langdon
Bradbury	Lankford
Bradford	Lanning
Broadfoot	Little
Brown	Loggins
Burton	London
Cagle	Lucas
Callan	Mann
Carssow	Mays
Cathey	McConnell
Cauthorn	McDonald
Celaya	McFarland
Cleveland	McKinney
Colquitt	Metcalfe
Davis of Haskell	Moffett
Davis of Jasper	Monkhouse
Davison of Fisher	Morris
Davisson	Newton
of Eastland	Patterson of Mills
Deglandon	Patterson
Dickison	of Travis
Dollins	Pope
England	Prescott
Farmer	Ragsdale
Fielden	Reader
Graves	Reed of Bowie
Hamilton	Reed of Dallas
Hankamer	Rhodes
Hanna	Roark
Harbin	Ross
Hardin	Russell
Harper	Rutta
Harrell	Schuenemann
Harris of Dallas	Settle
Hartzog	Shell
Heflin	Simpson
Holland	Smith of Hopkins
Howard	Smith
Huddleston	of Matagorda
Hull	Smith of Tarrant
Jackson	Stevenson
James	Stinson
Johnson of Ellis	Talbert

Tennant
Tennyson
Thornton
Vale

Waggoner
Weldon
Westbrook

Nays—8

Bridgers
Fox
Fuchs
Nicholson

Palmer
Stocks
Thornberry
Walker

Present—Not Voting

Skaggs

Absent

Alexander
Dean
Felty
Harris of Archer
Harris of Dickens
Herzik
Hoskins
Keefe
Knetsch
Leonard

Leyendecker
Mauritz
McCracken
McKee
Oliver
Petsch
Powell
Quinn
Riddle
Winfree

Absent—Excused

Adkins
Derden
Gibson
Hyder
Jones of Atascosa
Jones of Falls
Leath

Morse
Sewell
Sharpe
Tarwater
Wood
Worley

The Speaker then laid the bill before the House, it was read first time, and referred to the appropriate committee, as follows:

By Mr. Lankford:

H. B. No. 1018, A bill to be entitled "An Act amending Article 6205, Revised Civil Statutes of Texas, 1925, as amended by Chapter 153, Acts of Forty-first Legislature, Regular Session, as amended by Chapter 82, Acts of the Forty-first Legislature, Fifth Called Session, and amended by Chapter 262, paragraph 2, Acts of the Forty-second Legislature, Regular Session, and declaring an emergency."

Referred to the Committee on State Affairs.

Mr. McDonald moved to introduce, at this time, and have placed on first reading, House Bill No. 1019.

The motion prevailed by the following vote:

Yeas—108

Alsup
Amos
Baker

Bates
Beckworth
Bell

Blankenship
Boethel
Bond
Boyer
Bradbury
Bridgers
Brown
Burton
Cagle
Callan
Carssow
Cauthorn
Cleveland
Davis of Haskell
Davis of Jasper
Davison of Fisher
Davisson
of Eastland
Deglandon
Dickison
England
Felty
Fielden
Graves
Hamilton
Hankamer
Hanna
Harbin
Hardin
Harper
Harrell
Harris of Archer
Harris of Dallas
Harris of Dickens
Hartzog
Herzik
Holland
Hoskins
Howard
Huddleston
Hull
Jackson
James
Johnson of Ellis
Johnson
of Tarrant
Jones of Angelina
Jones of Wise
Keefe
Kelt
Kenyon
Kern
King

Lankford
Lanning
Leonard
Leyendecker
Little
Loggins
London
Lucas
Mann
Mauritz
Mays
McDonald
McFarland
McKinney
Metcalf
Moffett
Monkhouse
Morris
Newton
Oliver
Patterson of Mills
Pope
Powell
Prescott
Quinn
Reader
Reed of Bowie
Reed of Dallas
Rhodes
Roark
Ross
Russell
Rutta
Schuenemann
Settle
Shell
Simpson
Skaggs
Smith of Hopkins
Smith
of Matagorda
Smith of Tarrant
Stevenson
Stinson
Talbert
Tarwater
Tennant
Thornberry
Thornton
Walker
Weldon
Westbrook

Nays—4

Keith
Langdon

McConnell
Waggoner

Absent

Alexander
Bradford
Broadfoot
Cathey
Celaya

Colquitt
Dean
Dollins
Farmer
Fox

Fuchs	Petsch
Heflin	Ragsdale
Knetsch	Riddle
McCracken	Stocks
McKee	Tennyson
Nicholson	Vale
Palmer	Winfree
Patterson	
of Travis	

Absent—Excused

Adkins	Leath
Derden	Morse
Gibson	Sewell
Hyder	Sharpe
Jones of Atascosa	Wood
Jones of Falls	Worley

The Speaker then laid the bill before the House, it was read first time, and referred to the appropriate committee, as follows:

By Mr. McDonald and Mr. Powell:

H. B. No. 1019, A bill to be entitled "An Act making an emergency appropriation out of the General Fund of the State of Texas for the Board of Trustees of the Bedias Independent School District, Bedias, Grimes, County, Texas, and declaring an emergency."

Referred to the Committee on Appropriations.

Mr. Stinson moved to introduce, at this time, and have placed on first reading, House Bill No. 1021.

The motion prevailed by the following vote:

Yeas—117

Amos	Davisson
Baker	of Eastland
Bates	Deglandon
Beckworth	Dickison
Bell	Dollins
Blankenship	England
Boethel	Farmer
Boyer	Felty
Bradbury	Fielden
Bridgers	Hamilton
Burton	Hankamer
Cagle	Hanna
Callan	Harbin
Carssow	Hardin
Cathey	Harper
Cauthorn	Harrell
Celaya	Harris of Archer
Cleveland	Harris of Dallas
Colquitt	Harris of Dickens
Davis of Haskell	Hartzog
Davis of Jasper	Heflin
Davison of Fisher	Holland

Hoskins	Oliver
Howard	Palmer
Huddleston	Patterson of Mills
Hull	Patterson
Jackson	of Travis
James	Pope
Johnson of Ellis	Powell
Johnson	Prescott
of Tarrant	Quinn
Jones of Angelina	Reader
Jones of Wise	Reed of Bowie
Keefe	Reed of Dallas
Keith	Rhodes
Kelt	Roark
Kern	Ross
King	Russell
Knetsch	Rutta
Langdon	Schuenemann
Lankford	Settle
Lanning	Shell
Leonard	Simpson
Leyendecker	Skaggs
Little	Smith of Hopkins
Loggins	Smith
London	of Matagorda
Lucas	Smith of Tarrant
Mann	Stevenson
Mauritz	Stinson
Mays	Talbert
McConnell	Tarwater
McDonald	Tennant
McFarland	Thornberry
McKee	Thornton
McKinney	Waggoner
Metcalf	Walker
Moffett	Weldon
Monkhouse	Westbrook
Morris	Winfree
Newton	

Nays—1

Broadfoot

Absent

Alexander	Kenyon
Alsup	McCracken
Bond	Nicholson
Bradford	Petsch
Brown	Ragsdale
Dean	Riddle
Fox	Stocks
Fuchs	Tennyson
Graves	Vale
Herzik	

Absent—Excused

Adkins	Leath
Derden	Morse
Gibson	Sewell
Hyder	Sharpe
Jones of Atascosa	Wood
Jones of Falls	Worley

The Speaker then laid the bill before the House, it was read first time,

and referred to the appropriate committee, as follows:

By Mr. Stinson, Mr. Hanna, Mr. Morse, Mr. Heflin, Mr. Blankenship, Mr. Colquitt, Mr. Reed of Dallas, Mr. Harris of Dallas, Mr. Howard, Mr. Winfree and Mr. Mann:

H. B. No. 1021, A bill to be entitled "An Act fixing and limiting expenses of candidates for Representative in the State Legislature in primary election in counties of more than 300,000 inhabitants, according to the last preceding Federal Census; . . . etc., and repealing all laws in conflict with the provisions of this Act, but not otherwise."

Referred to the Committee on Privileges, Suffrage and Elections.

BILL ORDERED NOT PRINTED

On motion of Mr. Tennyson, Senate Bill No. 282 was ordered not printed.

RELATIVE TO HOUSE BILL NO. 833

Mr. Tennant moved that House Bill No. 833, reported adversely, with a minority favorable report, be printed.

Mr. Pope moved that further consideration of the motion be postponed until next Friday.

The motion of Mr. Pope was lost.

Question next recurring on the motion by Mr. Tennant, it was lost.

RELATIVE TO HOUSE BILL NO. 423

Mr. McKinney moved that House Bill No. 423, reported adversely, with a minority favorable report, be printed.

On motion of Mr. Skaggs, the motion to print House Bill No. 423 was tabled.

BILL RECOMMITTED

On motion of Mr. McConnell, House Bill No. 897 was recommitted to the Committee on Labor.

EXPRESSING APPRECIATION TO MEMBERS OF THE HOUSE

The Speaker laid before the House, and had read the following communications:

El Paso, Texas, March 21, 1937.

The Honorable Robert W. Calvert, Speaker, House of Representatives, Austin, Texas.

Please accept, Your Honor and Members of the House, my sincerest

gratitude and appreciation of the great honor bestowed on myself and my Country by the gracious welcome offered by the Legislature to Egypt in holding a special session on occasion of my visit to your beloved State, and I am overwhelmed by your kindness in sending messages of good will to authorities in Egypt on this occasion. May God grant you long, happy life and crown the efforts of the Legislature with great prosperity to the State.

AMINE YOUSSEF,
Egyptian Minister to the
United States.

Your kind expression of sympathy is gratefully acknowledged and deeply appreciated.

JACK, JIM, MARJORIE, ROSAMOND, CHARLES, JOHN AND
G. M. LANGDON.

The House of Representatives, Austin, Texas.

Gentlemen:

We wish to express to you and personally to each Member of the House of Representatives our deepest appreciation for your thoughtfulness of us in our great sorrow. The flowers were beautiful; and the resolution you adopted was a noble tribute to our beloved father, Chas. G. Thomas. Such an expression of sympathy to us and eulogy to him made our burden of sorrow easier to bear. We shall treasure the resolution as a sincere final memento of the public service which he humbly sought to render for this State which he so dearly loved.

Sincerely,

MRS. J. W. MADDEN, JR.,
THE THOMAS FAMILY.

TO GRANT A. J. LAAS PERMISSION TO SUE STATE

The Speaker laid before the House, for consideration at this time, Senate Concurrent Resolution No. 12, To grant A. J. Laas permission to sue the State.

The resolution having heretofore been read second time and referred to the Committee on State Affairs.

The Committee on State Affairs having recommended the adoption of the resolution.

Question recurring on the resolution, it was adopted.

**GRANTING PERMISSION TO SUE
THE STATE**

The Speaker laid before the House, for consideration at this time, Senate Concurrent Resolution No. 37, To grant W. F. Sewell permission to sue the State.

The resolution having heretofore been read second time and referred to the Committee on State Affairs.

The Committee on State Affairs having recommended the adoption of the resolution.

Question recurring on the resolution, it was adopted.

**GRANTING PERMISSION TO SUE
THE STATE**

The Speaker laid before the House, for consideration at this time, Senate Concurrent Resolution No. 38, To grant E. A. Eliot and wife permission to sue the State.

The resolution having heretofore been read second time and referred to the Committee on State Affairs.

The Committee on State Affairs having recommended the adoption of the resolution.

Question recurring on the resolution, it was adopted.

**RELATIVE TO ADDRESS BY
POSTMASTER GENERAL
JAMES A. FARLEY**

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 50, Concerning address of General James A. Farley.

Whereas, The Legislature has invited Honorable James A. Farley, Postmaster General and Chairman of the Democratic National Executive Committee, to address a Joint Session of the Legislature; and

Whereas, General Farley has accepted and signified his intention of being in Austin on the morning of March 24; now, therefore, be it

Resolved by the Senate, the House concurring, That the House and Senate meet in Joint Session at 9:30 a. m., March 24, 1937, for the purpose of hearing the said General James A. Farley; and, be it further

Resolved by the Senate, the House concurring, That all members of General Farley's party and all postmasters and their wives accompanying

General Farley be invited to participate in the exercises and be seated upon the rostrum; be it further

Resolved, That a joint committee of the House and Senate composed of five Members of the House and five Members of the Senate be appointed by the Speaker and the Lieutenant Governor, respectively, such committee to have charge of the arrangements for the meeting and to serve as an official escort for the distinguished guests; be it further

Resolved by the Senate, the House concurring, That an invitation be extended to the good citizens of Austin and the faculty and students of the University of Texas, and to all good Democrats everywhere and that such invitation be extended through the press and in such other manner as said committee hereinbefore provided may determine.

The resolution was read second time, and was adopted.

**GRANTING PERMISSION TO SUE
THE STATE**

The Speaker laid before the House, for consideration at this time, House Concurrent Resolution No. 71, To grant R. W. Briggs and Company permission to sue the State.

The resolution having heretofore been read second time and referred to the Committee on State Affairs.

The Committee on State Affairs having recommended the adoption of the resolution.

Question recurring on the resolution, it was adopted by the following vote:

Yeas—120

Alexander	Cauthorn
Alsup	Celaya
Amos	Cleveland
Baker	Colquitt
Beckworth	Davis of Haskell
Bell	Davis of Jasper
Blankenship	Davison of Fisher
Boethel	Davisson
Bond	of Eastland
Boyer	Deglandon
Bradbury	Dickison
Bridgers	Dollins
Broadfoot	England
Brown	Farmer
Burton	Felty
Cagle	Fielden
Callan	Fox
Carssow	Fuchs
Cathey	Hamilton

Hankamer	Monkhouse
Hanna	Morris
Hardin	Newton
Harper	Nicholson
Harris of Archer	Oliver
Harris of Dallas	Palmer
Harris of Dickens	Patterson of Mills
Hartzog	Patterson
Heflin	of Travis
Herzik	Petsch
Holland	Pope
Hoskins	Powell
Huddleston	Prescott
Hull	Quinn
James	Reader
Johnson of Ellis	Reed of Bowie
Johnson	Reed of Dallas
of Tarrant	Rhodes
Jones of Angelina	Riddle
Jones of Wise	Roark
Keith	Ross
Kelt	Russell
Kern	Rutta
King	Schuenemann
Knetsch	Settle
Langdon	Shell
Lankford	Simpson
Lanning	Skaggs
Leonard	Smith of Hopkins
Leyendecker	Smith
Little	of Matagorda
Loggins	Smith of Tarrant
London	Stinson
Lucas	Stocks
Mann	Talbert
Mauritz	Tennyson
Mays	Thornberry
McDonald	Thornton
McFarland	Vale
McKee	Waggoner
McKinney	Weldon
Metcalfe	Westbrook
Moffett	Winfree

Absent

Bates	Keefe
Bradford	Kenyon
Dean	McConnell
Graves	McCracken
Harbin	Ragsdale
Harrell	Stevenson
Howard	Tennant
Jackson	Walker

Absent—Excused

Adkins	Morse
Derden	Sewell
Gibson	Sharpe
Hyder	Tarwater
Jones of Atascosa	Wood
Jones of Falls	Worley
Leath	

REPORT OF THE COMMITTEE ON RULES

The Speaker laid before the House, for consideration at this time, Senate Concurrent Resolution No. 1, Concerning Joint Rules of the House and Senate.

The resolution having heretofore been referred to the Committee on Rules.

The Committee on Rules having recommended the adoption of the following report in connection therewith:

March 22, 1937

Hon. Robert W. Calvert, Speaker of the House of Representatives.

Sir: We, your Committee on Rules, to whom was referred Senate Concurrent Resolution No. 1, have had same under consideration and beg to report back with the recommendation that said resolution do pass with committee substitute.

PETSCH, Chairman.

Committee Substitute

Be It Resolved by the Senate, the House concurring, That the Joint Rules of the Forty-fifth Legislature be as follows:

Joint Rules of the Two Houses

Disagreements Between the Two Houses

1. In case of a disagreement between the two Houses on a bill, resolution, or other matter, if a request is made for a conference by one House and a committee is appointed for that purpose, and the other House grants the request and appoints a committee to confer, such committees shall, at a convenient hour to be agreed upon by their chairmen, meet in conference and state to each other, verbally or in writing, as either shall choose, the positions of their respective Houses in regard to the matters in disagreement and confer freely thereon.

2. After either House shall have adhered to its disagreement, a bill, resolution or other matter shall be lost.

3. When a bill or resolution which shall have passed in one House is rejected in the other, notice thereof is to be given to the House in which the same may have passed.

Communications Between the Two Houses

4. When a message is sent from the Senate to the House of Represen-

tatives, it shall be announced at the door of the House by the Doorkeeper, and shall be respectfully communicated to the Chair by the person delivering same.

The same ceremony shall be observed when a message is sent from the House of Representatives to the Senate.

5. All messages between the Houses relating to the passage or rejection of any bill, resolution or other matter, shall be on paper and properly addressed to the presiding officer of the House to which the message is sent, and shall be under the signature of the Secretary of the Senate or the Chief Clerk of the House, as the case may be. All such messages shall be printed in full in the Journal of the House receiving same.

Consideration of Bills in the Respective Houses and the Final Passage Thereof

6. When any Senate bill shall be reached upon the calendar or shall be before the Senate for consideration, it shall be the duty of the President to give the place of such bill on the calendar to any House bill which has been referred to and reported from a committee of the Senate, and which is substantially the same as said Senate bill, or to lay such House bill before the Senate to be considered in lieu of such Senate bill.

7. When any House bill shall be reached upon the calendar or shall be before the House for consideration, it shall be the duty of the Speaker to give the place of such House bill on the calendar to any Senate bill which has been referred to and reported from a committee of the House, and which is the same as said House bill, or to lay such Senate bill before the House to be considered in lieu of such House bill.

8. No bill shall be considered, unless it has first been referred to a committee and reported thereon, and no bill shall be passed which has not been presented and referred to and reported from a committee at least three days before the final adjournment of the Legislature. (Constitution, Article III, Section 37.) No vote shall be taken upon the passage of any bill within the last twenty-four hours of the session, unless it be to correct an error therein.

Enrolling and Signing of Bills and Resolutions and their Presentation To the Governor

9. After a bill shall have passed both Houses, it shall be duly enrolled on paper, with all proper endorsements, by the Enrolling Clerk of the House of Representatives or of the Senate, as the bill may have originated in the one or the other House, and properly signed by the presiding officer of each House, as required by the Constitution before it shall be presented to the Governor.

10. When bills are enrolled they may be examined by a joint committee of three Members from the Senate and three Members from the House of Representatives, appointed as a standing committee for that purpose, who shall carefully compare the enrollment with the bills as passed in the Houses, and carefully correct any errors that may be discovered in the enrolled bills, and make their report forthwith to the respective Houses. Said report shall be accompanied by a copy of said bill as a part of said report, which said copy may be typewritten or printed, partly written and printed, or written and partly printed, and, unless it is a local bill, it shall be printed in the Journal of the House or Senate to which said report is made.

11. After examination and report, each bill shall be signed in the respective Houses, first by the presiding officer of the House in which it originates, then by the presiding officer of the other House, in accordance with Article III, Section 38, of the Constitution.

After a bill shall have been signed in each House, it shall be presented to the Governor for his approbation by the Enrolling Committee of the House in which it originated. The said committee shall report the day of presentation to the Governor, which time shall be carefully entered on the Journal of the House in which the bill originated.

12. All orders, resolutions and votes which are to be presented to the Governor of the State for his approbation shall also, in the same manner, be previously enrolled, examined and signed, and shall be presented in the same manner and by the same committee as provided in the case of bills.

Elections by Joint Vote of the Two Houses

13. In all elections by joint vote of the two Houses of the Legislature, the Senate, upon invitation, will meet the House in its Hall at the hour agreed upon. The President of the Senate shall take a seat at the right of the Speaker, and the Senators shall take seats in front of the Speaker's desk. The Speaker of the House will preside. The names of the Senators shall then be alphabetically called, after which the names of the Representatives shall be called in like manner, and if a quorum of both Houses answer to their names the two Houses will proceed with the business for which they have met. The President of the Senate shall first call for nominations by Senators, and the Speaker of the House shall then call for nominations by Representatives. Nominations being made, the names of the Senators shall be called by the Secretary and their votes recorded by him. The names of the Representatives shall then be called by the Clerk, and their votes recorded by him, and the result shall be handed to and announced by the Speaker. Should a majority be required to elect, and no person receives a majority, the voting shall be repeated until an election is made. After the conclusion of the election for which the two Houses have met in Joint Session, the Senate shall retire to its Chamber, and the result of the joint vote shall be entered on the Journal of each House.

14. If a quorum of either House shall fail to attend a Joint Session, or absent themselves therefrom without the permission of such House, the Members of the House so wanting a quorum shall have the right to compel the attendance of the absentees in accordance with its own rules; and, after a reasonable time, if a quorum is not obtained, the Joint Session may be adjourned by the vote of a majority of the Members of either House, which vote shall be taken by the presiding officer of either House, on the motion of any one of its Members, without debate.

15. If no choice shall have been made on the first ballot or vote, at any time thereafter, the Joint Session may be adjourned, with or without naming another day for meeting, by the vote of a majority of either House, which vote shall be taken by the pre-

siding officer of either House, on the motion of any one of its Members, without debate.

Conference Committees

16. In all conferences between the Senate and the House by committee, the number of committeemen from each House shall be five (5), and all votes on matters of difference shall be taken by each committee separately, and it shall require a majority of each committee present concurring upon the matter in dispute to determine it. The reports of all conference committees must be signed by a majority of each committee of the conference.

17. Conference committees shall be restricted to adjusting the differences between the two Houses on a bill, resolution or other matter in disagreement, and they shall not change text to which both Houses have agreed, nor may such committees incorporate in their reports material not in disagreement between the Houses even though such material may be germane to a question at issue. The Speaker and the President of the Senate are authorized to rule out of order a conference committee report made in clear violation of this Rule. When the Speaker or the President of the Senate is in doubt about whether or not a conference committee has exceeded its authority under this Rule, he may submit the matter to the House or Senate, as the case may be, for a decision.

The following exceptions to this Rule are hereby recognized:

(a) When an amendment in disagreement strikes out an entire paragraph and inserts a new text, the entire subject matter therein covered is committed to the conferees.

(b) When an amendment striking out an entire section of a bill and inserting a new section is in disagreement, the subject matter of the whole section is committed to the conferees.

(c) When an amendment or group of amendments in disagreement are fundamental to the structure of a whole bill, thus requiring essentially a redraft of the entire bill by the conference committee, the entire subject matter of the bill is committed to the conferees.

(d) When amendments striking out all below and all above the enacting clause of a bill and inserting in fact a

new bill are in disagreement, the whole subject matter of the bill is committed to the conferees, and they shall have a wide discretion in incorporating germane material, and may report an entirely new bill on the subject.

When a conference committee report is not acceptable to the House or Senate, as the case may be, for any reason, it may be recommitted to the same conference committee with a request for further consideration, and the House or Senate, as the case may be, may or may not give any specific instructions regarding material under consideration by the committee; or may request the appointment of a new conference committee and then proceed to empower the Speaker or President of the Senate, as the case may be, to name new conferees for that House.

Notification of Defeated Measure

18. When a bill, joint or concurrent resolution has been defeated in the Senate or in the House, the Secretary of the Senate or the Chief Clerk of the House, as the case may be, shall immediately notify the other House of the defeat of said bill or resolution and transmit a copy of the same.

House and Senate Bill Days

19. In the Senate, on calendar Wednesday and calendar Thursday of each week, House bills on their third and second readings, respectively, shall be taken up and considered until disposed of, and in case one should be pending at adjournment, it shall go over to the succeeding calendar Wednesday as unfinished business; and this Rule may be suspended by a two-thirds vote of the Senate.

20. In the House, on calendar Wednesday and calendar Thursday of each week, Senate bills on their third and second readings, respectively, shall be taken up and considered until disposed of, and in case one shall be pending at adjournment, it shall go over to the succeeding calendar Wednesday as unfinished business; and this Rule may be suspended by a two-thirds vote of the House.

Introduction and Action on Bills

21. It shall be in order to introduce, consider, and act upon bills and resolutions in the House and Senate in a manner and in the order as determined by the Rules of each House, respectively. In the Senate, it shall be

in order to act upon appointees of the Governor, whether recess appointments or otherwise, in a manner as prescribed by the Rules of the Senate.

22. In reckoning the time within which a bill or resolution has been introduced, the date of its first introduction in either House shall govern.

Joint Resolutions Amending the Constitution

23. During the Regular Session of the Legislature precedence in numerical order shall be given as follows to joint resolutions amending the Constitution:

(a) In the House on calendar Thursday, Senate joint resolutions until disposed of, and on calendar Friday, House joint resolutions until disposed of.

(b) In the Senate on calendar Thursday, House joint resolutions until disposed of, and on calendar Friday, Senate joint resolutions until disposed of.

If a Senate joint resolution is unfinished in the House on Thursday, or if a House joint resolution is unfinished in the Senate on Thursday, such resolution shall go over to the next Thursday as unfinished business.

If a House joint resolution is unfinished in the House on Friday, or a Senate joint resolution is unfinished in the Senate on Friday, such resolution shall go over to the next Friday as unfinished business.

On motion of Mr. Petsch, further consideration of the report was postponed until tomorrow and copies of same were ordered placed on the desks of the Members.

HOUSE BILL NO. 726 ON SECOND READING

The Speaker laid before the House, as a special order for this hour, on its second reading and passage to engrossment,

H. B. No. 726, A bill to be entitled "An Act (1 and 2) to create and establish San Antonio River Canal and Conservancy District under authority of Section 59 of Article XVI of the Constitution of Texas, to be a Governmental Agency, a Body Politic, municipal and corporate; also stating the intent and defining certain words and expressions as used in this Act; (3) designating the area to be embraced in the District and making provision for excluding lands from,

or adding lands to, the area of the District and prescribing the manner for so doing; . . . etc., and providing a day upon which this Act is to be effective."

The bill was read second time.

Mr. Knetsch offered the following committee amendment to the bill:

Amend House Bill No. 726, by adding after Section 1 a new section to be known as Section 1A to read, as follows:

"For a period of five (5) years, commencing with September 1 following the adoption of this Act there is hereby donated and granted by the State of Texas to the County of Bexar, Texas, all of the State ad valorem taxes collected for general revenue purposes upon the property and from persons in Bexar County, which taxes when collected shall be used by the said County for the purposes of carrying out the provisions of this Act. The Board of Directors named herein shall have the power to expend any or all of said taxes hereby donated and granted, and the authority to expend any or all of the taxes hereby donated and granted is in addition to other powers granted to the said Board of Directors by this Act, the purpose of this Act being to facilitate the necessary work in order to establish the San Antonio River Canal and Conservancy District and to that end the Board of Directors has full authority to authorize any and all work necessary to provide for the establishment and maintenance of said River Canal and Conservancy District.

"At the end of each month, the Assessor and Collector of taxes of Bexar County shall make an itemized report under oath to the Comptroller of Public Accounts of the State of Texas, on forms to be furnished by said Comptroller, showing the amount of State ad valorem taxes collected by him for general revenue purposes upon property and from persons within the County of Bexar; and he shall accompany the same with an itemized statement showing full disposal of all such taxes collected. The said Assessor and Collector of Taxes shall forward his report to the Comptroller, and shall make a like report to the County Auditor, and he shall pay over to the County Treasurer of Bexar County, Texas, all moneys collected by him as State ad valorem taxes during said month, less such amounts as are allowed by law for assessing and col-

lecting same. The Board of Directors in its discretion may utilize the tax funds, donated and granted by the State of Texas for the purpose of carrying out the provisions of this Act, or may deposit the same in a sinking fund to redeem bonds of said District or other obligations issued for such purposes."

Mr. Keefe submitted the following motion:

I move to postpone consideration of House Bill No. 726 until March 24 at 10:30 o'clock a. m.

Mr. McCracken moved to table the motion by Mr. Keefe.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table was lost by the following vote:

Yeas—48

Alsup	Lanning
Baker	Leonard
Blankenship	Little
Bradford	Mann
Callan	McCracken
Carssow	McFarland
Celaya	McKee
Cleveland	Moffett
Davisson	Monkhouse
of Eastland	Newton
Dickison	Nicholson
Felty	Quinn
Hankamer	Reader
Harbin	Reed of Dallas
Hardin	Riddle
Harrell	Rutta
Harris of Archer	Schuenemann
Harris of Dallas	Settle
Heflin	Shell
Hoskins	Smith
Howard	of Matagorda
Hull	Stevenson
James	Thornton
Johnson	Walker
of Tarrant	Winfree
Knetsch	

Nays—73

Amos	Colquitt
Bates	Davis of Haskell
Beckworth	Davis of Jasper
Bell	Davison of Fisher
Boethel	Deglandon
Bond	Dollins
Boyer	England
Bradbury	Farmer
Bridgers	Fielden
Brown	Graves
Burton	Hamilton
Cagle	Hanna
Cathey	Harper

Harris of Dickens	Palmer
Holland	Patterson of Mills
Huddleston	Patterson
Jackson	of Travis
Johnson of Ellis	Petsch
Jones of Angelina	Powell
Jones of Wise	Prescott
Keefe	Reed of Bowie
Keith	Rhodes
Kelt	Roark
Kenyon	Ross
Kern	Russell
Langdon	Simpson
Lankford	Skaggs
Leyendecker	Smith of Hopkins
Loggins	Smith of Tarrant
London	Stinson
Lucas	Stocks
Mays	Talbert
McDonald	Tennant
McKinney	Thornberry
Metcalf	Waggoner
Morris	Weldon
Oliver	Westbrook

Present—Not Voting

Herzik

Absent

Alexander	King
Broadfoot	Mauritz
Cauthorn	McConnell
Dean	Pope
Fox	Ragsdale
Fuchs	Tennyson
Hartzog	Vale

Absent—Excused

Adkins	Morse
Derden	Sewell
Gibson	Sharpe
Hyder	Tarwater
Jones of Atascosa	Wood
Jones of Falls	Worley
Leath	

Question then recurring on the motion by Mr. Keefe, it prevailed.

MESSAGE FROM THE SENATE

Austin, Texas, March 22, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted

H. C. R. No. 72, Instructing the Enrolling Clerk of the House to make certain corrections to House Bill No. 162.

H. C. R. No. 73, Providing for a Joint Session of the House and Senate

Wednesday morning, at 9:30, March 24, to hear Honorable James A. Farley and party.

S. B. No. 244, A bill to be entitled "An Act authorizing the county board of trustees of each organized county to detach from one and add to another school district territory contiguous to the common boundary line of the districts affected; and providing for the adjustment of outstanding indebtedness; providing for the creation of new independent common school districts and county line districts out of parts of other school districts; and providing for adjustment of any bonded indebtedness and the assumption of said indebtedness; repealing all laws in conflict therewith, but providing that this Act shall be cumulative of the provisions of the present law governing common and independent school districts not in conflict herewith; and declaring an emergency."

H. B. No. 288, A bill to be entitled "An Act providing for emergency relief for certain school districts in Texas to aid certain districts in the payment of teachers' salaries and in equipping certain school buildings in certain districts in which there has been an influx of children within scholastic age since the last scholastic enumeration in the State; making an appropriation to each of said district for said purposes; prescribing the manner of disbursing the funds appropriated by this Act, and declaring an emergency."

Respectfully,

BOB BARKER,

Secretary of the Senate.

HOUSE BILL NO. 102 ON SECOND READING

Mr. Ross moved that the regular order of business be suspended, at this time, to take up and have placed on its second reading and passage to engrossment,

H. B. No. 102, A bill to be entitled "An Act amending House Bill No. 8, Chapter 495, Section 6-40A, Acts Forty-fourth Legislature, Third Called Session, page 2078, levying a tax upon persons, firms and corporations who produce sulphur; providing for the making of sworn quarterly reports to the Comptroller; providing that the occupation tax on sulphur be Two (\$2.00) Dollars per

long ton, and for the collection of same; providing method of ascertaining tax on sulphur produced during portion of a quarter of a year; providing that this tax shall be in lieu of former taxes, but shall be paid as formerly; providing for allocation of funds collected under this tax; repealing all other laws or parts of laws in conflict with these provisions, and declaring an emergency."

The motion prevailed by the following vote:

Yeas—78

Amos	Langdon
Bates	Lankford
Beckworth	Lanning
Bell	Leyendecker
Boethel	Loggins
Bond	London
Bradbury	Mays
Bridgers	McConnell
Brown	McCracken
Burton	McDonald
Callan	Metcalfe
Carssow	Moffett
Cathey	Morris
Cauthorn	Newton
Cleveland	Oliver
Davis of Haskell	Palmer
Davis of Jasper	Patterson of Mills
Davisson	Patterson
of Eastland	of Travis
Deglandon	Petsch
Dickison	Powell
Dollins	Prescott
England	Quinn
Farmer	Reed of Bowie
Fielden	Rhodes
Fox	Ross
Fuchs	Russell
Graves	Rutta
Hamilton	Simpson
Harbin	Skaggs
Harrell	Smith of Hopkins
Harris of Archer	Smith of Tarrant
Harris of Dickens	Stocks
Holland	Talbert
Jones of Angelina	Tennant
Jones of Wise	Tennyson
Keefe	Thornberry
Keith	Waggoner
Kern	Weldon
King	Westbrook

Nays—37

Alexander	Hankamer
Baker	Hanna
Blankenship	Harper
Boyer	Harris of Dallas
Celaya	Hartzog
Colquitt	Heflin

Howard	McKinney
Hull	Nicholson
Jackson	Pope
James	Reader
Johnson of Ellis	Reed of Dallas
Johnson	Schuenemann
of Tarrant	Settle
Kenyon	Smith
Knetsch	of Matagorda
Leonard	Stevenson
Little	Stinson
Mann	Thornton
McFarland	Walker
McKee	

Present—Not Voting

Broadfoot	Lucas
Kelt	Roark

Absent

Alsup	Huddleston
Bradford	Mauritz
Cagle	Monkhouse
Davison of Fisher	Ragsdale
Dean	Riddle
Felty	Shell
Hardin	Vale
Herzik	Winfree
Hoskins	

Absent—Excused

Adkins	Morse
Derden	Sewell
Gibson	Sharpe
Hyder	Tarwater
Jones of Atascosa	Wood
Jones of Falls	Worley
Leath	

PAIRED

Mr. Broadfoot (present), who would vote "yea", with Mr. Tarwater (absent), who would vote "nay".

Mr. Roark (present), who would vote "yea", with Mr. Wood (absent), who would vote "nay".

Mr. Kelt (present), who would vote "yea", with Mr. Vale (absent), who would vote "nay".

Mr. Lucas (present), who would vote "yea", with Mr. Morse (absent), who would vote "nay".

The Speaker then laid House Bill No. 102 before the House, and it was read second time.

Mr. Hankamer moved that further consideration of House Bill No. 102 be postponed until 11:00 o'clock a. m., Friday, April 2.

Mr. Mays moved to table the motion to postpone the bill.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—77

Amos	Kern
Bates	King
Beckworth	Langdon
Bell	Lankford
Boethel	Lanning
Bond	Leyendecker
Bradbury	Loggins
Bridgers	London
Brown	Mays
Burton	McConnell
Callan	McDonald
Carsow	Metcalfe
Cathey	Moffett
Cauthorn	Morris
Cleveland	Newton
Davis of Haskell	Oliver
Davis of Jasper	Palmer
Davison of Fisher	Patterson of Mills
Davison	Patterson
of Eastland	of Travis
Deglandon	Petsch
Dickison	Powell
Dollins	Prescott
England	Reed of Bowie
Farmer	Rhodes
Fielden	Ross
Fox	Rutta
Fuchs	Simpson
Graves	Skaggs
Hamilton	Smith of Hopkins
Harbin	Smith of Tarrant
Harper	Stocks
Harris of Dickens	Talbert
Herzik	Tennant
Holland	Tennyson
Huddleston	Thornberry
Jones of Angelina	Waggoner
Jones of Wise	Weldon
Keeffe	Westbrook
Keith	

Nays—45

Alexander	Jackson
Alsup	James
Baker	Johnson of Ellis
Blankenship	Johnson
Boyer	of Tarrant
Bradford	Kenyon
Celaya	Knetsch
Colquitt	Leonard
Felty	Little
Hankamer	Mann
Hanna	McCracken
Harrell	McFarland
Harris of Dallas	McKee
Hartzog	McKinney
Heflin	Nicholson
Hoskins	Pope
Howard	Quinn
Hull	Reader

Reed of Dallas	Stevenson
Russell	Stinson
Schuenemann	Thornton
Settle	Walker
Smith	Winfree
of Matagorda	

Present—Not Voting

Broadfoot	Lucas
Cagle	Roark
Kelt	

Absent

Dean	Ragsdale
Hardin	Riddle
Harris of Archer	Shell
Mauritz	Vale
Monkhouse	

Absent—Excused

Adkins	Morse
Derden	Sewell
Gibson	Sharpe
Hyder	Tarwater
Jones of Atascosa	Wood
Jones of Falls	Worley
Leath	

PAIRED

Mr. Broadfoot (present), who would vote "yea", with Mr. Tarwater (absent), who would vote "nay".

Mr. Kelt (present), who would vote "yea", with Mr. Vale (absent), who would vote "nay".

Mr. Lucas (present), who would vote "nay", with Mr. Morse (absent), who would vote "yea".

Mr. Cagle (present), who would vote "yea", with Mr. Gibson (absent), who would vote "nay".

Mr. Roark (present), who would vote "yea", with Mr. Wood (absent), who would vote "nay".

(Pending consideration of the bill, Mr. Tennant occupied the Chair temporarily.)

(Speaker in the Chair.)

MESSAGE FROM THE GOVERNOR

The Speaker laid before the House, and read the following message from the Governor:

Austin, Texas, March 22, 1937

To the Members of the Forty-fifth Legislature (In Regular Session):

I.

I am in receipt of a communication from Mr. W. A. Little, Acting Director of the Texas Old Age Assistance Commission, setting out the necessity for

an additional appropriation for the five months period from April 1st to August 31st in order to expedite investigation of applications for old age assistance. I submit this matter to you for immediate emergency action. Mr. Little's letter reads as follows:

"You will find herewith a schedule of costs reflecting the amount available for administrative expense under a five per cent limitations, and the additional amount necessary to carry on operations after effected reductions recommended in another communication addressed to you as of this date.

"Permit me to set forth pertinent reasons justifying the expenditure over a five per cent limitation, preceding the five month's period ending April 1st.

"You will recall that the Forty-fourth Legislature, in its Third Called Session, passed House Bill No. 8, which superceded and supplanted House Bill 26, as the law providing for old age assistance in Texas, and said House Bill 8 became effective November 1, 1936. It reads in part as follows:

" 'Section 12. (a) It shall be the duty of the Commission to review and examine the applications of all persons to whom grants of assistance have heretofore been made under the provisions of House Bill No. 26, Acts, Forty-fourth Legislature, Second Called Session, and to determine, under the provisions of this Act, the eligibility of such applicants for old age assistance; provided that the Commission shall be authorized to promulgate and adopt such rules and regulations as may be necessary immediately to make grants of assistance to such of those persons as may be eligible under the provisions of this Act. All of such persons who have been heretofore receiving old age assistance under the provisions of House Bill No. 26, Acts of the Forty-fourth Legislature, Second Called Session, who shall not be found to be immediately eligible under such procedure as may be adopted by the Commission under the provisions of the preceding sentence herein, shall be investigated in the manner prescribed by Section 10 of this Act.'

"Up until the time House Bill No. 8 became effective, 86,256 persons were receiving old age assistance in Texas, having been placed on the rolls by reason of eligibility for such assistance, as was determined by personal investigation in 109,007 cases.

"It became necessary in carrying out the duty placed upon the Old Age Assistance Commission by House Bill No. 8, to not only complete investigations in all cases which had not yet been reached at the time of the passage of this new law, but also re-investigations were made mandatory in the cases of all the 86,256 recipients of assistance at that time. In addition to the 86,256 recipients, 113,993 new investigations remained to be completed.

"By authority of the Board of Control, the recognized and duly authorized Texas Old Age Assistance Commission, and to comply with the mandate of House Bill No. 8, the Acting Executive Director, Mr. Orville S. Carpenter, was instructed to employ as many people as investigators as was deemed necessary to complete the tremendous task of reinvestigations and unfinished investigations within the shortest time possible. Accordingly, one hundred and eighteen investigators were employed as of January 1, 1937.

"The salaries of these additional units plus other necessary expense in connection with the normal increase in clerical help in the State Office, as well as supervisory help in the field, resulted in an emergency expenditure of approximately \$100,000.00 over and above the then existing organization.

"This increase in personnel was justifiable as is demonstrated by the fact that on March 15th all of the 223,000 applications for assistance were investigated and a report of same filed with the State Office.

"The increased cost, in my judgment, was nominal compared with the result obtained. In this connection, please permit me to comment that the procedure as outlined by the Board of Control and as followed by the Administration made possible, more than any other facts, the matching of State funds by the Social Security Board at Washington.

"In lieu of the increased expenditure as outlined above, it now becomes necessary to go to the unwarranted extreme of reducing investigation personnel by at least one hundred and sixty units, together with other necessary reductions for the next five months, if we are to stay within the five per cent limitation of total administrative expenses allowable over the ten month period, November 1, 1936 to August 31, 1937. To me this

is economically unsound, and from an administrative standpoint extremely hazardous.

"The actual case load of approved applicants, will during March reach approximately 120,000. At present, we have three hundred and thirty investigators. Should each be required to complete thirty investigations per week, which is doubtful, if properly accomplished, it would require three and one half months to reinvestigate the approved cases. With the proposed reductions, of sixty investigators, as submitted in the other schedule as of this date, it will still require six months to complete reinvestigations.

"After a recent discussion of the Texas situation with Mr. R. E. Arne, Regional Representative of the Social Security Board, I assured him that reinvestigations would go forward at such a rate as to cover all doubtful cases on or before July 1st. This is mandatory, if Texas is to continue receiving her share of Federal Aid.

"It should be remembered that on March 15th this Commission requisitioned funds from the Social Security Board in the approximate amount of Three Million (\$3,000,000.00) Dollars for the next current quarter, April, May and June. Any drastic changes in our present policy as evidenced in the elimination of one hundred and sixty investigators will, without a doubt, have an unfavorable reaction on this request. As a matter of record, part of the request which we prepared for the Social Security Board and submitted for their consideration stated 'That no radical change in policy and procedure is contemplated.'

"In view of the emergency which was created by House Bill No. 8, I deem it advisable to request the Legislators to ask either for a flat appropriation of \$100,000.00 or an additional two per cent of funds to be expended for old age assistance during the five month's period, April 1st to August 31, 1937. In either event, it is estimated that the money will be available from current income and no additional funds made necessary, except that the statutory limitations of five per cent be increased in this particular instance. Unquestionably after August 31st, five per cent of expended funds will be adequate for administrative cost."

II.

I also urge for your careful consideration the matter of an adequate public health program.

Public health as we accept the term, simply means the prevention of disease by established and well known methods—the elimination of health hazards whether objective or subjective. Public health is essentially a program of education and contributes the positive facts in disease prevention. I would invite your attention to the fact that it is truly cheaper to prevent an accident—to prevent a calamity—than it is to repair one.

The prevention of disease and deaths, the reduction of our morbidity and mortality records, has been well demonstrated through prevention methods, such as vaccination, immunization, educational programs that instruct motherhood and child life, school life, and so on through adult life; the inspection and correction of our food, milk and water supplies; drainage and the elimination of malaria mosquitoes; the elimination of yellow fever; the reduction in the death rates from smallpox, diphtheria, typhoid—are well demonstrated.

The elimination at this time of all social diseases is a great necessity. The elimination of syphilis would materially reduce the population of our eleemosynary institutions and prevent untold suffering and financial loss.

I am submitting to you these basic facts in support of substantial assistance to our health program at this time. Senate Bill No. 159, by Newton and Cotton, dividing our State into 12 health districts with an appropriation of \$240,000.00 is a most worthy venture in public health and I regard this meager amount of money definitely the beginning of our health program.

I would further inform you that our public health program does not in any wise treat or attempt to cure the individual, and consequently does not in any way conflict with the private physician and can have no connection with State or socialized medicine.

This particular program as outlined in Senate Bill No. 159 has the endorsement of the best public health minds in our country and beyond any doubt deserves your most earnest consideration as a defense measure against disease, suffering and death.

A reduction in number of our yearly 20,000 preventable deaths would no doubt bring a great deal of comfort and happiness to our Texas homes. It is a calamity that our rec-

ords show over 700 maternal deaths and over 1,600 infant deaths each year. Our records further prove that our health problems are greater than those found in other States and we are doing less about it than forty-seven other States are doing.

I submit to you that a good health program—conducted on a business basis and conducted by qualified personnel—is a good investment and sound economy. In support of these facts, I earnestly request your support of Senate Bill No. 159. I am further calling your attention to the fact that we appropriate only three cents per capita in Texas for public health, while by comparison New York State, exclusive of New York City, appropriates forty cents per capita. If we appropriated in the same proportion to New York State our appropriation would be at least Two and a Half Million Dollars instead of \$206,000.00. In that connection let me compare Texas with some southern States. For examples: Kentucky appropriates more than twice as much per capita than Texas; Mississippi nearly three times as much; whereas North Carolina makes still better financial provisions for the health of its people, and in Alabama, a strictly rural Southern

State, with all of its financial difficulties has made more funds available for this activity. Our sister State, New Mexico, is doing better than we are in this connection.

I do not believe in extravagance but I do believe we should in a conservative manner protect the life and health of our citizenship and provide in a more definite manner greater inducement to the prospective home seeker and to the individual or corporation who would invest his money within our borders.

I further urge each Member of the Legislature to read and study the very comprehensive report submitted by the Texas State Planning Board and their recommendation on public health. After reviewing our Health Problems as they affect our whole State, I find that our rural population is practically without health protection, and further that their financial status does not permit them to finance their own health assistance as now exists in the various cities. I am convinced that some measure of assistance should be provided as outlined in Senate Bill No. 159.

Respectfully submitted,

JAMES V. ALLRED,

Governor of Texas.

**TEXAS OLD AGE ASSISTANCE COMMISSION COMPUTATION OF
AMOUNT AVAILABLE FOR ADMINISTRATIVE EXPENSE UNDER
FIVE PER CENT LIMITATION AND ADDITIONAL AMOUNT
NECESSARY TO CARRY ON OPERATIONS AFTER
EFFECTING RECOMMENDED REDUCTIONS
APRIL 1, 1937 TO AUGUST 31, 1937**

Old Age Assistance Paid

November 1936	\$ 1,401,738.00
December 1936	1,517,423.00
January 1937	1,395,636.00
February 1937	1,514,178.00
March 1937 (Estimated)	1,614,505.00
April 1, 1937 To August 31, 1937 (Estimated) 115,000 Cases at \$14.50 for Five Months	8,337,500.00

Total Estimated Expenditure

For Assistance 11-1-36 To 8-31-37..... \$15,780,980.00

5% of Total Expenditure Available for Administrative Expense \$ 789,049.00

Deduct Expenditures From November, 1936 To March 31, 1937,**For Administrative Expense:**

November 1936	\$ 73,149.70	
December 1936	82,101.39	
January 1937	99,891.26	
February 1937 (Estimated)	100,000.00	
March 1937 (Estimated)	100,000.00	455,142.35
<hr/>		
Balance Available 4-1-37 To 8-31-37 (5 months)	\$	333,906.65
<hr/>		
Monthly Amount Available	\$	66,781.33
<hr/>		
Additional Amount Necessary After Effecting Recommended		
Reductions		
Estimated March Expense	\$	100,000.00
Less Recommended Reductions		15,000.00
<hr/>		
Monthly Expense Considered Essential to August 31, 1937	\$	85,000.00
Monthly Amount Available		66,781.33
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Excess of Requirements Over Amount Available Each Month ...	\$	18,218.67
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Excess of Requirements Over Amount Available April 1, 1937		
To August 31, 1937	\$	91,093.35

MESSAGE FROM THE SENATE

Austin, Texas, March 22, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has granted the request of the House for a conference committee to adjust the differences between the two Houses on House Bill No. 131.

The following have been appointed on the part of the Senate: Senators Oneal, Burns, Holbrook, Stone and Winfield.

Respectfully,

BOB BARKER,

Secretary of the Senate.

BILLS AND RESOLUTION SIGNED BY SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof and their captions had been read severally, the following enrolled bills and resolution:

H. B. No. 447, "An Act to create Taylor-Callahan Counties Road District Number 7, embracing lands in the counties of Taylor and Callahan, Texas; defining its boundaries; providing that said district shall be gov-

erned and controlled by the provisions of Chapter 16, General Laws, Thirty-ninth Legislature, First Called Session, 1926, and amendments, except as herein otherwise provided; conferring upon said road district all the rights, powers, privileges and duties conferred and imposed by the General Laws of Texas upon road districts; providing that any territory, included within the bounds of said district, as created by this Act, shall remain chargeable with any and all outstanding bonded indebtedness heretofore voted by such territory, under authority of Section 52, Article III, Constitution; providing that nothing in this Act shall be construed as affecting the organization and establishment of Road District Number 1, of Taylor County, Texas, the indebtedness now outstanding against said road district Number 1, and/or the levy of taxes in payment thereof; . . . etc., and declaring an emergency."

H. C. R. No. 70, Requesting the appointment of a committee to investigate the explosion at New London, Texas.

S. B. No. 105, "An Act making certain emergency appropriations out of the General Fund of the State of

Texas for the State Tuberculosis Sanatorium for Negroes for the remainder of the fiscal year, ending August 31, 1937, and prescribing certain regulations and restrictions in respect to the expenditure of said appropriations, and declaring an emergency."

MESSAGE FROM THE SENATE

Austin, Texas, March 22, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following:

H. B. No. 712, A bill to be entitled "An Act creating a special road law for Montague County, Texas, providing that said County may fund or refund designated interest-bearing time warrants in an amount not exceeding \$11,500.00 and designated script warrants in an amount not exceeding \$38,500.00, outstanding against its road and bridge fund as of February 15, 1937, by the issuance of funding bonds, and setting forth the method of issuing same; . . . etc., and declaring an emergency."

S. B. No. 114, A bill to be entitled "An Act creating the Harris County Flood Control District, declaring it to be a governmental agency for reclamation and flood control in Harris County, defining its powers, authorizing it to acquire and dispose of property, to sue and be sued, to adopt a seal, to appoint a general manager and other officers, agents and employees, and counsel, to fix compensation and to prescribe their duties, providing for surveys, authorizing the devising of plans and the construction of works for flood control and reclamation, to prevent the deposit of silt in navigable streams, authorizing the removal of obstructions, permitting cooperation and contracting with the United States of America and its agencies, and declaring an emergency."

Respectfully,

BOB BARKER,

Secretary of the Senate.

SENATE BILLS ON FIRST READING

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

S. B. No. 244, to the Committee on Education.

S. B. No. 114, to the Committee on State Affairs.

HOUSE BILL ON FIRST READING

The following House bill, introduced today, was laid before the House, read first time, and referred to the appropriate committee, as follows:

By Mr. Palmer and Mr. Bradbury:

H. B. No. 1020, A bill to be entitled "An Act making an appropriation of One Hundred Thousand (\$100,000.00) Dollars out of the Texas Old Age Assistance Fund, to be used by the Texas Old Age Assistance Commission for payment of seasonal administrative expenses for the remainder of the present fiscal year, ending August 31, 1937; making provision for expenditure and use of this appropriation in addition to the sums of money already appropriated for administrative expenses of the Texas Old Age Assistance Commission for the remainder of the present year ending August 31, 1937, and declaring an emergency."

Referred to the Committee on Appropriations.

RECESS

Mr. Reader moved that the House recess to 2:00 o'clock p. m., today.

Mr. Hartzog moved that the House recess to 2:30 o'clock p. m., today.

Mr. Boyer moved that the House adjourn until 10:00 o'clock a. m., tomorrow.

Question first recurring on the motion by Mr. Boyer, yeas and nays were demanded.

The motion was lost by the following vote:

Yeas—32

Baker	Hankamer
Boyer	Hartzog
Broadfoot	Herzik
Celaya	Hoskins
Colquitt	Howard
Davisson	Hull
of Eastland	Jackson
Deglandon	James

Johnson of Tarrant	Settle
Langdon	Shell
Leonard	Smith
Mauritz	of Matagorda
McFarland	Stevenson
McKinney	Tarwater
Pope	Thornton
Reader	Walker
Schuenemann	Winfree

Nays—86

Amos	Lankford
Beckworth	Lanning
Blankenship	Leyendecker
Boethel	Loggins
Bond	London
Bradbury	Lucas
Bradford	Mann
Bridgers	Mays
Brown	McConnell
Burton	McCracken
Cagle	McDonald
Callan	Metcalfe
Carssow	Moffett
Cathey	Morris
Cauthorn	Oliver
Cleveland	Palmer
Davis of Haskell	Patterson of Mills
Davis of Jasper	Patterson
Davison of Fisher	of Travis
Dickison	Powell
Dollins	Prescott
England	Quinn
Farmer	Reed of Bowie
Felty	Reed of Dallas
Fielden	Rhodes
Fuchs	Riddle
Graves	Roark
Hamilton	Ross
Hanna	Russell
Harbin	Simpson
Hardin	Skaggs
Harper	Smith of Hopkins
Harrell	Smith of Tarrant
Harris of Archer	Stinson
Harris of Dickens	Stocks
Huddleston	Talbert
Johnson of Ellis	Tennant
Jones of Angelina	Tennyson
Jones of Wise	Thornberry
Keith	Vale
Kelt	Waggoner
Kern	Weldon
King	Westbrook
Knetsch	

Absent

Alexander	Harris of Dallas
Alsup	Heflin
Bates	Holland
Bell	Keefe
Dean	Kenyon
Fox	Little

McKee	Petsch
Monkhouse	Ragsdale
Newton	Rutta
Nicholson	

Absent—Excused

Adkins	Leath
Derden	Morse
Gibson	Sewell
Hyder	Sharpe
Jones of Atascosa	Wood
Jones of Falls	Worley

Question next recurring on the motion by Mr. Reader, it prevailed, and the House, accordingly, at 12:10 o'clock p. m., took recess to 2:00 o'clock p. m., today.

AFTERNOON SESSION

The House met at 2:00 o'clock and was called to order by the Speaker.

HOUSE BILL NO. 102 ON PASSAGE TO ENGROSSMENT

The House resumed consideration of pending business, same being House Bill No. 102, concerning certain tax on sulphur.

The bill having been read second time on this morning.

Mr. Smith of Matagorda offered the following amendment to the bill:

Amend House Bill No. 102, by striking out the words and figures "Two (\$2.00) Dollars" wherever they appear, and insert in lieu thereof the following: "One Dollar and Ten Cents (\$1.10)."

SMITH of Matagorda,
BAKER,
HARTZOG.

Mr. Beckworth moved to table the amendment.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—85

Alexander	Bridgers
Alsup	Broadfoot
Amos	Brown
Bates	Burton
Beckworth	Cagle
Bell	Callan
Boethel	Carssow
Bradbury	Cauthorn
Bradford	Cleveland

Davis of Haskell	Mays
Davis of Jasper	McConnell
Deglandon	McDonald
Dickison	Metcalfe
England	Moffett
Farmer	Morris
Fielden	Newton
Fuchs	Oliver
Graves	Palmer
Hamilton	Patterson of Mills
Hardin	Patterson
Harper	of Travis
Harrell	Powell
Harris of Archer	Prescott
Harris of Dickens	Ragsdale
Herzik	Reed of Bowie
Holland	Rhodes
Huddleston	Roark
Johnson of Ellis	Ross
Jones of Angelina	Russell
Jones of Wise	Rutta
Keefe	Simpson
Keith	Skaggs
Kelt	Smith of Hopkins
Kern	Smith of Tarrant
King	Stocks
Langdon	Talbert
Lankford	Tennant
Lanning	Tennyson
Leyendecker	Thornberry
Loggins	Waggoner
London	Weldon
Mann	Westbrook
Mauritz	Winfree

Nays—37

Baker	Kenyon
Blankenship	Knetsch
Boyer	Leonard
Cathey	Little
Celaya	McCracken
Colquitt	McFarland
Davison of Fisher	McKee
Dean	McKinney
Felty	Nicholson
Hankamer	Quinn
Hanna	Reader
Harris of Dallas	Reed of Dallas
Hartzog	Schuenemann
Heflin	Shell
Howard	Smith
Hull	of Matagorda
Jackson	Stevenson
James	Stinson
Johnson	Thornton
of Tarrant	

Present—Not Voting

Harbin	Lucas
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Absent

Bond	Dollins
Davisson	Fox
of Eastland	Hoskins

Monkhouse	Settle
Petsch	Tarwater
Pope	Vale
Riddle	Walker

Absent—Excused

Adkins	Leath
Derden	Morse
Gibson	Sewell
Hyder	Sharpe
Jones of Atascosa	Wood
Jones of Falls	Worley

PAIRED

Mr. Harbin (present), who would vote "yea", with Mr. Worley (absent), who would vote "nay".

Mr. Lucas (present), who would vote "yea", with Mr. Morse (absent), who would vote "nay".

Mr. Skaggs moved the previous question on the passage of House Bill No. 102 to engrossment, and the motion was duly seconded.

Question recurring on the motion for the main question, it was lost.

Mr. Smith of Matagorda offered the following amendment to the bill:

Amend House Bill No. 102, by striking out the words and figures "Two (\$2.00) Dollars" wherever they appear, and insert in lieu thereof the following: "One Dollar and Fifteen Cents (\$1.15)."

SMITH of Matagorda,
BAKER,
HARTZOG,
QUINN.

Mr. Bell moved to table the amendment.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—85

Amos	Carssow
Bates	Cathey
Beckworth	Cauthorn
Bell	Cleveland
Boethel	Davis of Haskell
Bond	Davis of Jasper
Bradbury	Davisson
Bradford	of Eastland
Bridgers	Deglandon
Broadfoot	Dickison
Brown	England
Burton	Farmer
Cagle	Fielden
Callan	Fuchs

Graves	Morris
Hamilton	Newton
Hardin	Oliver
Harper	Palmer
Harrell	Patterson of Mills
Harris of Archer	Patterson
Harris of Dickens	of Travis
Herzik	Powell
Holland	Prescott
Huddleston	Ragsdale
Johnson of Ellis	Reed of Bowie
Jones of Angelina	Rhodes
Jones of Wise	Roark
Keefe	Ross
Keith	Russell
Kern	Rutta
King	Simpson
Langdon	Skaggs
Lankford	Smith of Hopkins
Lanning	Smith of Tarrant
Leyendecker	Stocks
Loggins	Talbert
London	Tennant
Mauritz	Tennyson
Mays	Thornberry
McConnell	Waggoner
McDonald	Weldon
Metcalfe	Westbrook
Moffett	Winfree
Monkhouse	

Nays—42

Alexander	Knetsch
Baker	Leonard
Blankenship	Little
Boyer	Mann
Celaya	McCracken
Colquitt	McFarland
Davison of Fisher	McKee
Dean	McKinney
Felty	Nicholson
Hankamer	Pope
Hanna	Quinn
Harris of Dallas	Reader
Hartzog	Reed of Dallas
Heflin	Schuenemann
Hoskins	Settle
Howard	Shell
Hull	Smith
Jackson	of Matagorda
James	Stinson
Johnson	Tarwater
of Tarrant	Thornton
Kenyon	Walker

Present—Not Voting

Harbin	Lucas
Kelt	

Absent

Alsup	Riddle
Dollins	Stevenson
Fox	Vale
Petsch	

Absent—Excused

Adkins	Leath
Derden	Morse
Gibson	Sewell
Hyder	Sharpe
Jones of Atascosa	Wood
Jones of Falls	Worley

PAIRED

Mr. Lucas (present), who would vote "yea", with Mr. Morse (absent), who would vote "nay".

Mr. Kelt (present), who would vote "yea", with Mr. Vale (absent), who would vote "nay".

Mr. Harbin (present), who would vote "yea", with Mr. Worley (absent), who would vote "nay".

Mr. Smith of Matagorda offered the following amendment to the bill:

Amend House Bill No. 102, by striking out the words and figures "Two (\$2.00) Dollars" wherever they appear, and insert in lieu thereof the following: "One Dollar and Twenty-five Cents (\$1.25)."

SMITH of Matagorda,
BAKER,
HARTZOG.

(Pending consideration of the amendment, Mr. Thornton occupied the Chair temporarily.)

(Speaker in the Chair.)

Mr. Bond moved the previous question on the pending amendment and the passage of House Bill No. 102 to engrossment, and the motion was duly seconded.

Question recurring on the motion for the main question, it was lost.

Mr. Bradbury moved to table the amendment by Mr. Smith of Matagorda.

Question recurring on the motion to table, yeas and nays were demanded.

The roll of the House was called and the vote announced as follows:

Yeas, 68; Nays, 66.

A verification of the vote was requested.

The roll of the "yeas" and "nays" was again called, and the verified vote resulted as follows:

Yeas—66

Amos	Boethel
Bates	Bond
Beckworth	Bradbury
Bell	Bradford

Bridgers	McConnell
Brown	McDonald
Burton	Metcalfe
Callan	Moffett
Davis of Haskell	Morris
Davis of Jasper	Newton
Deglandon	Oliver
Dickison	Palmer
England	Patterson of Mills
Farmer	Patterson
Fielden	of Travis
Fuchs	Powell
Graves	Prescott
Hardin	Ragsdale
Harrell	Reed of Bowie
Harris of Dickens	Rhodes
Holland	Roark
Jones of Angelina	Ross
Jones of Wise	Simpson
Keefe	Skaggs
Kern	Smith of Hopkins
King	Smith of Tarrant
Langdon	Stocks
Lankford	Talbert
Lanning	Tennant
Leyendecker	Tennyson
Loggins	Thornberry
London	Weldon
Mann	Westbrook
Mays	

Nays—62

Alexander	Johnson
Alsup	of Tarrant
Baker	Keith
Blankenship	Kenyon
Boyer	Knetsch
Broadfoot	Leonard
Carssow	Little
Cathey	Mauritz
Cauthorn	McCracken
Celaya	McFarland
Cleveland	McKee
Colquitt	McKinney
Davisson	Monkhouse
of Eastland	Nicholson
Dean	Pope
Felty	Quinn
Hamilton	Reader
Hankamer	Reed of Dallas
Hanna	Riddle
Harper	Russell
Harris of Archer	Rutta
Harris of Dallas	Schuenemann
Hartzog	Settle
Heflin	Shell
Herzik	Smith
Hoskins	of Matagorda
Howard	Stevenson
Huddleston	Stinson
Hull	Tarwater
Jackson	Thornton
James	Waggoner
Johnson of Ellis	Walker
	Winfree

Present—Not Voting

Cagle	Kelt
Harbin	Lucas

Absent

Davison of Fisher	Petsch
Dollins	Vale
Fox	

Absent—Excused

Adkins	Leath
Derden	Morse
Gibson	Sewell
Hyder	Sharpe
Jones of Atascosa	Wood
Jones of Falls	Worley

PAIRED

Mr. Harbin (present), who would vote "yea", with Mr. Worley (absent), who would vote "nay".

Mr. Lucas (present), who would vote "yea", with Mr. Morse (absent), who would vote "nay".

Mr. Kelt (present), who would vote "yea", with Mr. Vale (absent), who would vote "nay".

Mr. Cagle (present), who would vote "yea", with Mr. Gibson (absent), who would vote "nay".

The Speaker announced that the motion to table prevailed.

Mr. Tennant offered the following amendment to the bill:

Amend House Bill No. 102, by striking out the words and figures "Two (\$2.00) Dollars" wherever they appear, and insert in lieu thereof the following: "One Dollar and Fifty Cents (\$1.50)".

TENNANT,

HARRIS of Dickens.

Mr. Palmer moved the previous question on the pending amendment and the passage of House Bill No. 102 to engrossment, and the motion was duly seconded.

Question recurring on the motion for the main question, yeas and nays were demanded.

The motion for the main question was lost by the following vote:

Yeas—62

Amos	Bridgers
Bates	Broadfoot
Beckworth	Brown
Bell	Burton
Bond	Cagle
Bradbury	Callan
Bradford	Carssow

Cleveland	London
Davis of Haskell	Mays
Davis of Jasper	McConnell
Davisson	McDonald
of Eastland	Metcalfe
Dickison	Morris
England	Oliver
Farmer	Palmer
Fielden	Patterson of Mills
Fuchs	Patterson
Graves	of Travis
Hamilton	Powell
Hardin	Prescott
Harrell	Ragsdale
Harris of Dickens	Rhodes
Holland	Ross
Huddleston	Simpson
Jones of Angelina	Skaggs
Jones of Wise	Smith of Hopkins
Keefe	Stocks
King	Talbert
Langdon	Tennant
Lankford	Thornberry
Leyendecker	Weldon
Loggins	Westbrook

Nays—64

Alexander	Little
Alsup	Mann
Baker	Mauritz
Blankenship	McCracken
Boethel	McFarland
Boyer	McKee
Cathey	McKinney
Cauthorn	Moffett
Celaya	Monkhouse
Colquitt	Newton
Dean	Nicholson
Deglandon	Quinn
Hankamer	Reader
Hanna	Reed of Bowie
Harris of Archer	Reed of Dallas
Harris of Dallas	Riddle
Hartzog	Roark
Heflin	Russell
Herzik	Rutta
Hoskins	Schuenemann
Howard	Settle
Hull	Shell
Jackson	Smith
James	of Matagorda
Johnson of Ellis	Smith of Tarrant
Johnson	Stevenson
of Tarrant	Stinson
Keith	Tarwater
Kenyon	Tennyson
Kern	Thornton
Knetsch	Waggoner
Lanning	Walker
Leonard	Winfree

Present—Not Voting

Harbin	Lucas
Kelt	

Absent

Davison of Fisher	Harper
Dollins	Petsch
Felty	Pope
Fox	Vale

Absent—Excused

Adkins	Leath
Derden	Morse
Gibson	Sewell
Hyder	Sharpe
Jones of Atascosa	Wood
Jones of Falls	Worley

PAIRED

Mr. Harbin (present), who would vote "yea", with Mr. Worley (absent), who would vote "nay".

Mr. Lucas (present), who would vote "yea", with Mr. Morse (absent), who would vote "nay".

Mr. Kelt (present), who would vote "yea", with Mr. Vale (absent), who would vote "nay".

Mr. Thornton offered the following substitute for the amendment by Mr. Tennant:

Amend House Bill No. 102, by striking out the words and figures "\$2.00" and insert in lieu thereof the words and figures "One Dollar and Twenty-eight Cents (\$1.28)".

Mr. Keefe moved to table the substitute amendment by Mr. Thornton.

Question recurring on the motion to table, yeas and nays were demanded.

The roll of the House was called, and the vote announced as follows:

Yeas, 64; Nays, 64.

A verification of the vote was requested.

The roll of the "yeas" and "nays" was again called, and the verified vote resulted as follows:

Yeas—62

Amos	Deglandon
Bates	Dickison
Beckworth	England
Bell	Farmer
Boethel	Fielden
Bond	Fuchs
Bradbury	Graves
Bridgers	Hardin
Brown	Harrell
Burton	Harris of Dickens
Callan	Holland
Davis of Haskell	Huddleston
Davis of Jasper	Jones of Angelina
Davisson	Jones of Wise
of Eastland	Keefe

Kern	Prescott
King	Reed of Bowie
Langdon	Rhodes
Lankford	Roark
Loggins	Ross
Mays	Russell
McConnell	Simpson
McDonald	Skaggs
Metcalfe	Smith of Hopkins
Morris	Smith of Tarrant
Newton	Stocks
Oliver	Talbert
Palmer	Tennant
Patterson of Mills	Tennyson
Patterson	Thornberry
of Travis	Weldon
Powell	Westbrook

Nays—62

Alexander	Keith
Alsup	Kenyon
Baker	Knetsch
Blankenship	Lanning
Boyer	Leonard
Bradford	Leyendecker
Broadfoot	Little
Carssow	Mann
Cathey	Mauritz
Cauthorn	McCracken
Celaya	McFarland
Cleveland	McKee
Colquitt	McKinney
Dean	Monkhouse
Felty	Nicholson
Hamilton	Pope
Hankamer	Quinn
Hanna	Reader
Harper	Reed of Dallas
Harris of Archer	Rutta
Harris of Dallas	Schuenemann
Hartzog	Settle
Heflin	Shell
Herzik	Smith
Hoskins	of Matagorda
Howard	Stevenson
Hull	Stinson
Hyder	Thornton
Jackson	Waggoner
James	Walker
Johnson of Ellis	Winfree
Johnson	
of Tarrant	

Present—Not Voting

Harbin	Lucas
Kelt	Ragsdale

Absent

Cagle	Moffett
Davison of Fisher	Petsch
Dollins	Riddle
Fox	Tarwater
London	Vale

Absent—Excused

Adkins	Morse
Derden	Sewell
Gibson	Sharpe
Jones of Atascosa	Wood
Jones of Falls	Worley
Leath	

PAIRED

Mr. Ragsdale (present), who would vote "yea", with Mr. Wood (absent), who would vote "nay".

Mr. Kelt (present), who would vote "yea", with Mr. Vale (absent), who would vote "nay".

Mr. Lucas (present), who would vote "yea", with Mr. Morse (absent), who would vote "nay".

Mr. Harbin (present), who would vote "yea", with Mr. Worley (absent), who would vote "nay".

The Speaker announced that the motion to table was lost.

Mr. Prescott raised a point of order, on admitting pairs filed as a part of the above vote, on the ground that same are in violation of Section 8 of Rule 12 of the House Rules, in that same are not signed by both parties pairing on the question.

The Speaker held in order all pairs that were signed by the absent Members and admitted those not signed personally but that were authorized to be signed by written communication or by telegraphic evidence.

Question then recurring on the substitute amendment by Mr. Thornton, yeas and nays were demanded.

The roll of the House was called, and the vote announced as follows:

Yeas, 69; Nays, 64.

A verification of the vote was requested, by Mr. Mays.

The roll of the "yeas" and "nays" was again called, and the verified vote resulted as follows:

Yeas—65

Alexander	Dean
Alsup	Felty
Baker	Fuchs
Blankenship	Hamilton
Boyer	Hankamer
Bradford	Hanna
Broadfoot	Harper
Carssow	Harris of Archer
Cathey	Harris of Dallas
Cauthorn	Hartzog
Celaya	Heflin
Colquitt	Herzik

Hoskins	Monkhouse
Howard	Newton
Hull	Nicholson
Hyder	Pope
Jackson	Quinn
James	Reader
Johnson of Ellis	Reed of Dallas
Johnson	Riddle
of Tarrant	Russell
Keith	Rutta
Kenyon	Schuenemann
Knetsch	Settle
Lanning	Shell
Leonard	Smith
Leyendecker	of Matagorda
Little	Stevenson
Mann	Stinson
Mauritz	Thornton
McCracken	Waggoner
McFarland	Walker
McKee	Winfree
McKinney	

Nays—64

Amos	Langdon
Bates	Cleveland
Beckworth	Lankford
Bell	Loggins
Boethel	London
Bond	Mays
Bradbury	McConnell
Bridgers	McDonald
Brown	Metcalfe
Burton	Moffett
Callan	Morris
Davis of Haskell	Oliver
Davis of Jasper	Palmer
Davisson	Patterson of Mills
of Eastland	Patterson
Deglandon	of Travis
Derden	Powell
Dickison	Prescott
England	Reed of Bowie
Farmer	Rhodes
Fielden	Roark
Graves	Ross
Harbin	Simpson
Hardin	Skaggs
Harrell	Smith of Hopkins
Harris of Dickens	Smith of Tarrant
Holland	Stocks
Huddleston	Talbert
Jones of Angelina	Tennant
Jones of Wise	Tennyson
Keefe	Thornberry
Kern	Weldon
King	Westbrook

Present—Not Voting

Kelt	Ragsdale
Lucas	

Absent

Cagle	Dollins
Davison of Fisher	Fox

Petsch	Vale
Tarwater	
Absent—Excused	

Adkins	Morse
Gibson	Sewell
Jones of Atascosa	Sharpe
Jones of Falls	Wood
Leath	Worley

PAIRED

Mr. Kelt (present), who would vote "nay", with Mr. Vale (absent), who would vote "yea".

Mr. Lucas (present), who would vote "nay", with Mr. Morse (absent), who would vote "yea".

Mr. Ragsdale (present), who would vote "nay", with Mr. Wood (absent), who would vote "yea".

The Speaker announced that the substitute amendment was adopted.

Mr. Reader moved the previous question on the amendment, as substituted, and the passage of House Bill No. 102 to engrossment, and the motion was duly seconded.

Question recurring on the motion for the main question, yeas and nays were demanded.

The main question was ordered by the following vote:

Yeas—67

Alexander	Herzik
Baker	Hoskins
Blankenship	Howard
Boyer	Hull
Bradford	Hyder
Broadfoot	Jackson
Carssow	James
Cathey	Johnson of Ellis
Cauthorn	Johnson
Celaya	of Tarrant
Cleveland	Keith
Colquitt	Kenyon
Davis of Jasper	Knetsch
Davisson	Leonard
of Eastland	Leyendecker
Dean	Little
Farmer	Mann
Felty	Mauritz
Fuchs	McCracken
Hamilton	McFarland
Hankamer	McKee
Hanna	McKinney
Hardin	Moffett
Harper	Monkhouse
Harris of Archer	Newton
Harris of Dallas	Patterson
Hartzog	of Travis
Heflin	Pope

Quinn
Reader
Reed of Dallas
Schuenemann
Settle
Shell
Smith
of Matagorda

Stinson
Stocks
Tennyson
Thornton
Waggoner
Walker
Winfree

Nays—60

Amos	Loggins
Bates	London
Beckworth	Mays
Bell	McConnell
Boethel	McDonald
Bond	Metcalfe
Bradbury	Morris
Bridgers	Nicholson
Brown	Oliver
Callan	Palmer
Davis of Haskell	Patterson of Mills
Davison of Fisher	Powell
Deglandon	Prescott
Derden	Ragsdale
Dickison	Reed of Bowie
England	Rhodes
Fielden	Riddle
Graves	Roark
Harbin	Ross
Harrell	Russell
Harris of Dickens	Simpson
Holland	Skaggs
Jones of Angelina	Smith of Hopkins
Jones of Wise	Smith of Tarrant
Keefe	Stevenson
Kern	Talbert
King	Tennant
Langdon	Thornberry
Lankford	Weldon
Lanning	Westbrook

Present—Not Voting

Kelt

Lucas

Absent

Alsup	Huddleston
Burton	Petsch
Cagle	Rutta
Dollins	Tarwater
Fox	Vale

Absent—Excused

Adkins	Morse
Gibson	Sewell
Jones of Atascosa	Sharpe
Jones of Falls	Wood
Leath	Worley

PAIRED

Mr. Lucas (present), who would vote "nay", with Mr. Morse (absent), who would vote "yea".

Mr. Kelt (present), who would vote "nay", with Mr. Vale (absent), who would vote "yea".

Question first recurring on the amendment as substituted, yeas and nays were demanded.

The roll of the House was called, and the vote announced as follows:

Yeas, 69; Nays, 64.

A verification of the vote was requested.

The roll of the "yeas" and "nays" was again called, and the verified vote resulted as follows:

Yeas—67

Alexander	Lanning
Alsup	Leonard
Baker	Leyendecker
Blankenship	Little
Boyer	Mann
Bradford	Mauritz
Broadfoot	McConnell
Carssow	McCracken
Cathey	McFarland
Cauthorn	McKee
Celaya	McKinney
Colquitt	Moffett
Dean	Monkhouse
Felty	Newton
Fuchs	Nicholson
Hankamer	Pope
Hanna	Quinn
Harris of Archer	Reader
Harris of Dallas	Reed of Dallas
Hartzog	Riddle
Heflin	Rutta
Herzik	Schuenemann
Hoskins	Settle
Howard	Shell
Huddleston	Smith
Hull	of Matagorda
Hyder	Stevenson
Jackson	Stinson
James	Stocks
Johnson of Ellis	Tennyson
Johnson	Thornton
of Tarrant	Waggoner
Keith	Walker
Kenyon	Winfree
Knetsch	

Nays—62

Amos	Burton
Bates	Callan
Beckworth	Cleveland
Bell	Davis of Haskell
Boethel	Davis of Jasper
Bond	Davison of Fisher
Bradbury	Davisson
Bridgers	of Eastland
Brown	Deglandon

Derden	Metcalf	Bell	Lankford
Dickison	Morris	Blankenship	Lanning
England	Oliver	Boethel	Leonard
Farmer	Palmer	Bond	Leyendecker
Fielden	Patterson of Mills	Boyer	Little
Graves	Patterson	Bradbury	Loggins
Hamilton	of Travis	Bradford	London
Harbin	Powell	Bridgers	Lucas
Hardin	Prescott	Broadfoot	Mann
Harrell	Reed of Bowie	Brown	Mauritz
Harris of Dickens	Rhodes	Burton	Mays
Holland	Roark	Callan	McConnell
Jones of Angelina	Ross	Carsow	McCracken
Jones of Wise	Russell	Cathey	McDonald
Keefe	Simpson	Cauthorn	McFarland
Kern	Skaggs	Celaya	McKee
King	Smith of Hopkins	Cleveland	McKinney
Langdon	Smith of Tarrant	Colquitt	Metcalf
Lankford	Talbert	Davis of Jasper	Moffett
Loggins	Tennant	Davisson	Monkhouse
London	Thornberry	of Eastland	Morris
Mays	Weldon	Dean	Newton
McDonald	Westbrook	Deglandon	Oliver
Present—Not Voting		Derden	Palmer
Kelt	Ragsdale	Dickison	Patterson of Mills
Lucas		England	Patterson
Absent		Farmer	of Travis
Cagle	Petsch	Felty	Pope
Dollins	Tarwater	Fielden	Powell
Fox	Vale	Fuchs	Prescott
Harper		Graves	Quinn
Absent—Excused		Hamilton	Ragsdale
Adkins	Morse	Hankamer	Reader
Gibson	Sewell	Hanna	Reed of Bowie
Jones of Atascosa	Sharpe	Harbin	Reed of Dallas
Jones of Falls	Wood	Hardin	Rhodes
Leath	Worley	Harper	Riddle
PAIRED		Harrell	Roark
Mr. Lucas (present), who would		Harris of Archer	Ross
vote "nay", with Mr. Morse (absent),		Harris of Dallas	Russell
who would vote "yea".		Harris of Dickens	Rutta
Mr. Ragsdale (present), who would		Hartzog	Schuenemann
vote "nay", with Mr. Wood (absent),		Heflin	Settle
who would vote "yea".		Herzik	Shell
Mr. Kelt (present), who would vote		Holland	Simpson
"nay", with Mr. Vale (absent), who		Hoskins	Smith of Hopkins
would vote "yea".		Howard	Smith
The Speaker announced that the		Huddleston	of Matagorda
amendment, as substituted, was		Hull	Smith of Tarrant
adopted.		Hyder	Stevenson
House Bill No. 102 was then passed		Jackson	Stinson
to engrossment, by the following vote:		James	Stocks
Yeas—129		Johnson of Ellis	Talbert
Alexander	Baker	Johnson	Tarwater
Alsup	Bates	of Tarrant	Tennant
Amos	Beckworth	Jones of Angelina	Tennyson
		Jones of Wise	Thornberry
		Keefe	Thornton
		Keith	Waggoner
		Kelt	Walker
		Kern	Weldon
		King	Westbrook
		Knetsch	Winfree
		Langdon	

Nays—5

Davis of Haskell Nicholson
Davison of Fisher Skaggs
Kenyon

Absent

Cagle Petsch
Dollins Vale
Fox

Absent—Excused

Adkins Morse
Gibson Sewell
Jones of Atascosa Sharpe
Jones of Falls Wood
Leath Worley

Mr. Thornton moved to reconsider the vote by which House Bill No. 102 was passed to engrossment, and to table the motion to reconsider.

The motion to table prevailed.

HOUSE BILL NO. 102 ON THIRD READING

Mr. Graves moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 102 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—123

Alexander	Felty
Alsup	Fielden
Amos	Fuchs
Baker	Graves
Bates	Hamilton
Bell	Hankamer
Blankenship	Hanna
Boethel	Hardin
Bond	Harper
Boyer	Harrell
Bradbury	Harris of Archer
Bradford	Harris of Dallas
Bridgers	Harris of Dickens
Broadfoot	Hartzog
Burton	Heflin
Callan	Herzik
Carsow	Holland
Cathey	Hoskins
Cauthorn	Howard
Celaya	Huddleston
Cleveland	Hull
Colquitt	Hyder
Davisson	Jackson
of Eastland	James
Deglandon	Johnson of Ellis
Derden	Johnson
Dickson	of Tarrant
England	Jones of Angelina
Farmer	Jones of Wise

Keefe	Prescott
Keith	Quinn
Kenyon	Ragsdale
Kern	Reader
King	Reed of Bowie
Knetsch	Reed of Dallas
Langdon	Rhodes
Lankford	Riddle
Lanning	Roark
Leonard	Ross
Leyendecker	Russell
Little	Rutta
Loggins	Schuenemann
London	Settle
Lucas	Shell
Mann	Simpson
Mauritz	Smith of Hopkins
Mays	Smith
McConnell	of Matagorda
McCracken	Smith of Tarrant
McDonald	Stevenson
McFarland	Stinson
McKee	Stocks
McKinney	Talbert
Metcalfe	Tarwater
Moffett	Tennant
Monkhouse	Tennyson
Morris	Thornberry
Newton	Thornton
Oliver	Waggoner
Patterson of Mills	Walker
Patterson	Weldon
of Travis	Westbrook
Pope	Winfree
Powell	

Nays—6

Beckworth	Harbin
Davis of Haskell	Nicholson
Davis of Jasper	Skaggs

Absent

Brown	Fox
Cagle	Kelt
Davison of Fisher	Palmer
Dean	Petsch
Dollins	Vale

Absent—Excused

Adkins	Morse
Gibson	Sewell
Jones of Atascosa	Sharpe
Jones of Falls	Wood
Leath	Worley

The Speaker then laid House Bill No. 102 before the House on third reading and final passage.

The bill was read third time.

Mr. Bradbury offered the following amendment to the bill:

Amend House Bill No. 102, by striking out the figures "\$1.28" and insert in lieu thereof the figures "\$1.40".

BRADBURY,
FIELDEN.

Question recurring on the amendment, yeas and nays were demanded.

The amendment was lost by the following vote (not receiving the necessary two-thirds vote):

Yeas—70

Amos	King
Bates	Langdon
Beckworth	Lankford
Bell	Loggins
Boethel	London
Bond	Mann
Bradbury	Mays
Bridgers	McConnell
Brown	McDonald
Burton	Metcalfe
Callan	Moffett
Carsow	Morris
Cathey	Oliver
Cleveland	Palmer
Davis of Haskell	Patterson of Mills
Davis of Jasper	Patterson
Deglandon	of Travis
Derden	Powell
Dickson	Prescott
England	Ragsdale
Farmer	Reed of Bowie
Fielden	Rhodes
Graves	Roark
Hamilton	Ross
Harbin	Russell
Hardin	Simpson
Harper	Skaggs
Harrell	Smith of Hopkins
Harris of Dickens	Stocks
Holland	Talbert
Huddleston	Tennant
Hyder	Tennyson
Jones of Angelina	Thornberry
Jones of Wise	Weldon
Keefe	Westbrook
Kern	

Nays—55

Alexander	Harris of Archer
Alsup	Harris of Dallas
Blankenship	Hartzog
Boyer	Heflin
Bradford	Hoskins
Broadfoot	Howard
Cauthorn	Hull
Celaya	Jackson
Colquitt	James
Dean	Johnson of Ellis
Felty	Johnson
Hankamer	of Tarrant
Hanna	Keith

Kenyon	Reader
Knetsch	Reed of Dallas
Lanning	Rutta
Leonard	Schuenemann
Leyendecker	Settle
Little	Shell
Mauritz	Smith
McCracken	of Matagorda
McFarland	Stevenson
McKee	Stinson
McKinney	Tarwater
Monkhouse	Thornton
Newton	Waggoner
Nicholson	Walker
Pope	Winfree
Quinn	

Present—Not Voting

Kelt

Lucas

Absent

Baker	Fuchs
Cagle	Herzik
Davison of Fisher	Petsch
Davison	Riddle
of Eastland	Smith of Tarrant
Dollins	Vale
Fox	

Absent—Excused

Adkins	Morse
Gibson	Sewell
Jones of Atascosa	Sharpe
Jones of Falls	Wood
Leath	Worley

PAIRED

Mr. Lucas (present), who would vote "yea", with Mr. Morse (absent), who would vote "nay".

Mr. Kelt (present), who would vote "yea", with Mr. Vale (absent), who would vote "nay".

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes, and with the body of the bill.

House Bill No. 102 was then passed by the following vote:

Yeas—132

Alexander	Bradbury
Alsup	Bradford
Amos	Bridgers
Baker	Broadfoot
Bates	Brown
Beckworth	Burton
Bell	Callan
Blankenship	Carsow
Boethel	Cathey
Bond	Cauthorn
Boyer	Celaya

Cleveland	Mann
Colquitt	Mauritz
Davis of Haskell	Mays
Davis of Jasper	McConnell
Davisson	McCracken
of Eastland	McDonald
Dean	McFarland
Deglandon	McKee
Derden	McKinney
Dickison	Metcalfe
England	Moffett
Farmer	Monkhouse
Felty	Morris
Fielden	Newton
Fuchs	Nicholson
Graves	Oliver
Hamilton	Palmer
Hankamer	Patterson of Mills
Hanna	Patterson
Harbin	of Travis
Hardin	Pope
Harper	Powell
Harrell	Prescott
Harris of Archer	Quinn
Harris of Dallas	Ragsdale
Harris of Dickens	Reader
Hartzog	Reed of Bowie
Heflin	Reed of Dallas
Herzik	Rhodes
Holland	Riddle
Hoskins	Roark
Howard	Ross
Huddleston	Russell
Hull	Rutta
Hyder	Schuenemann
Jackson	Settle
James	Shell
Johnson of Ellis	Simpson
Johnson	Skaggs
of Tarrant	Smith of Hopkins
Jones of Angelina	Smith
Jones of Wise	of Matagorda
Keefe	Smith of Tarrant
Keith	Stevenson
Kelt	Stinson
Kern	Stocks
King	Talbert
Knetsch	Tarwater
Langdon	Tennant
Lankford	Tennyson
Lanning	Thornberry
Leonard	Thornton
Leyendecker	Waggoner
Little	Walker
Loggins	Weldon
London	Westbrook
Lucas	Winfree

Nays—1

Kenyon

Present—Not Voting

Cagle

Absent

Davison of Fisher	Petsch
Dollins	Vale
Fox	

Absent—Excused

Adkins	Morse
Gibson	Sewell
Jones of Atascosa	Sharpe
Jones of Falls	Wood
Leath	Worley

PAIRED

Mr. Cagle (present), who would vote "yea", with Mr. Gibson (absent), who would vote "nay".

ADDITIONAL SIGNER OF
HOUSE BILL NO. 102

By unanimous consent of the House, the following Member was authorized to sign bill, as co-author of same, as follows:

Mr. Ross: House Bill No. 102.

MOTION FOR SPECIAL ORDER

Mr. Lucas moved that House Bill No. 844 be set as a special order for 11:00 o'clock a. m., tomorrow.

The motion was lost by the following vote (not receiving the necessary two-thirds vote):

Yeas—56

Amos	King
Bates	Lankford
Beckworth	Leonard
Blankenship	Leyendecker
Bradbury	Loggins
Bradford	Lucas
Callan	Mann
Carssow	Mauritz
Cathey	Mays
Davis of Jasper	McCracken
Davison of Fisher	McFarland
Davisson	McKinney
of Eastland	Moffett
Dean	Monkhouse
Derden	Newton
Felty	Oliver
Fielden	Patterson of Mills
Harbin	Patterson
Harrell	of Travis
Harris of Dickens	Prescott
Heflin	Reed of Dallas
Hoskins	Roark
Hyder	Ross
Keefe	Russell
Kelt	Simpson
Kenyon	Smith
Kern	of Matagorda

Thornberry
Thornton
Weldon

Westbrook
Winfree

Nays—50

Alexander	Knetsch
Alsup	Langdon
Boethel	Lanning
Bond	London
Boyer	McConnell
Broadfoot	McDonald
Brown	McKee
Burton	Metcalfe
Cauthorn	Morris
Cleveland	Nicholson
Davis of Haskell	Palmer
Farmer	Ragsdale
Graves	Reed of Bowie
Hamilton	Rhodes
Hanna	Riddle
Hardin	Schuenemann
Harris of Dallas	Settle
Hartzog	Skaggs
Herzik	Smith of Hopkins
Holland	Smith of Tarrant
James	Tarwater
Johnson of Ellis	Tennant
Jones of Angelina	Tennyson
Jones of Wise	Waggoner
Keith	Walker

Present—Not Voting

England

Quinn

Absent

Baker	Hull
Bell	Jackson
Bridgers	Johnson
Cagle	of Tarrant
Celaya	Little
Colquitt	Petsch
Deglandon	Pope
Dickison	Powell
Dollins	Reader
Fox	Rutta
Fuchs	Shell
Hankamer	Stevenson
Harper	Stinson
Harris of Archer	Stocks
Howard	Talbert
Huddleston	Vale

Absent—Excused

Adkins	Morse
Gibson	Sewell
Jones of Atascosa	Sharpe
Jones of Falls	Wood
Leath	Worley

SPECIAL ORDER SET

On motion of Mr. England, House Bill No. 128 was set as a special order for 11:00 o'clock a. m., tomorrow.

COMMITTEE TO ARRANGE FOR ADDRESS BY HONORABLE JAMES A. FARLEY

The Speaker announced the appointment of the following committee to escort the Hon. James A. Farley to the Speaker's stand and to make all arrangements for his appearance before the Joint Session: Messrs. Jones of Falls, Harris of Dickens, Mauritz, Howard and Dollins.

HOUSE BILL ON FIRST READING

The following House bill, introduced today, was laid before the House, read first time, and referred to the appropriate committee, as follows:

By Mr. Bond:

H. B. No. 1022, A bill to be entitled "An Act making it unlawful for any person to take furbearing animals of this State with a steel trap, snare or deadfall, or any other mechanical device other than a gun or pistol in Freestone County, and making exceptions thereto, and providing for a penalty for violation of this Act, and declaring an emergency."

Referred to the Committee on Game and Fisheries.

ADJOURNMENT

Mr. McKinney moved that the House adjourn until 10:00 o'clock a. m., tomorrow.

Mr. Patterson of Mills moved that the House recess to 10:00 o'clock a. m., tomorrow.

Question first recurring on the motion by Mr. McKinney, it prevailed, and the House, accordingly, at 6:25 o'clock p. m., adjourned until 10:00 o'clock a. m., tomorrow.

APPENDIX

STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills and resolutions, as follows:

Counties: House Bill No. 1010; Senate Bill No. 282.

State Affairs: House Concurrent Resolution No. 71; Senate Concurrent Resolutions Nos. 12, 37 and 38.

Judicial Districts: House Bill No. 974.

Oil, Gas and Mining: House Bill No. 1017.

Labor: House Bill No. 897.

REPORTS OF THE COMMITTEE ON
ENGROSSED BILLS

Committee Room,
Austin, Texas, March 22, 1937.
Hon. R. W. Calvert, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. C. R. No. 71, Granting R. W. Briggs and Company, a corporation duly incorporated under and by virtue of the laws of the State of Texas, with its principal place of business in the City of Pharr, County of Hidalgo, Texas, consent and permission to implead in said Cause No. 14430 in the District Court of the 74th Judicial District, McLennan County, Texas, the Highway Commission of the State of Texas, as such Commission, and the State of Texas.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, March 19, 1937.
Hon. R. W. Calvert, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. C. R. No. 72, Instructing the Enrolling Clerk of the House to make the caption of House Bill No. 162 conform to the body of the bill, and amend Section 3 to conform to the Senate amendments.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, March 19, 1937.
Hon. R. W. Calvert, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. C. R. No. 73, Granting Honorable James A. Farley permission to change the time of his address from 10:00 a. m., on Wednesday, March 24, 1937, to 9:30 a. m., on Wednesday, March 24, 1937.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, March 19, 1937.
Hon. R. W. Calvert, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills, to whom was referred

H. B. No. 712, A bill to be entitled
"An Act creating a special road law

for Montague County, Texas, providing that said County may fund or refund designated interest-bearing time warrants in an amount not exceeding \$11,500 and designated scrip warrants in an amount not exceeding \$38,500, outstanding against its road and bridge fund as of February 15, 1937, by the issuance of funding bonds, and setting forth the method of issuing same; . . . etc., and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

REPORTS OF THE COMMITTEE ON
ENROLLED BILLS

Committee Room,
Austin, Texas, March 22, 1937.
Hon. R. W. Calvert, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. C. R. No. 70, Requesting the appointment of a committee to investigate the explosion at New London, Texas.

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, March 22, 1937.
Hon. R. W. Calvert, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. C. R. No. 72, Instructing the Enrolling Clerk of the House to make the caption of House Bill No. 162 conform to the body of the bill, and amend Section 3 to conform to the Senate amendments.

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, March 22, 1937.
Hon. R. W. Calvert, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. C. R. No. 73, Granting Honorable James A. Farley permission to change the time of his address from 10:00 a. m., on Wednesday, March 24, 1937, to 9:30 a. m., on Wednesday, March 24, 1937.

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, March 22, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 447, "An Act to create Taylor-Callahan Counties Road District Number 7, embracing lands in the Counties of Taylor and Callahan, Texas; defining its boundaries; providing that said District shall be governed and controlled by the provisions of Chapter 16, General Laws, Thirty-ninth Legislature, First Called Session, 1926, and amendments, except as herein otherwise provided; conferring upon said Road District all the rights, powers, privileges, and duties conferred and imposed by the General Laws of Texas upon road districts; providing that any territory, included within the bounds of said District, as created by this Act, shall remain chargeable with any and all outstanding bonded indebtedness heretofore voted by such territory, under authority of Section 52, Article III, of the Constitution; providing that nothing in this Act shall be construed as affecting the organization and establishment of Road District Number 1, of Taylor County, Texas, the indebtedness now outstanding against said Road District Number 1, and/or the levy of taxes in payment thereof; (all territory in said Road District Number 1 being included in the territory described in Section 1 of this Act); providing that said Road District Number 1 shall continue to operate as a defined Road District over the territory included within its limits, described and defined in that certain Order of the Commissioners Court of Taylor County, Texas, passed by said Court on August 11, 1910, recorded in Book F, page 327 et seq., Minutes of said Court, and to which Order special reference is made by Chapter 565, Special Laws passed by the Thirty-ninth Legislature, at its First Called Session in 1926, creating said Road District Number 1; providing that nothing herein shall be construed as prohibiting said Road District Number 1 from hereafter issuing road bonds on its faith and credit within the limitations prescribed by Section 52, Article III, of the Constitution; designating and naming the Commissioners Court of Taylor County, Texas, as the Court of jurisdiction in respect of all matters per-

taining to Taylor-Callahan Counties Road District Number 7, hereby created; providing that whenever the qualified electors of Taylor-Callahan Counties Road District Number 7, hereby created, voting on the proposition, authorize the issuance of bonds and levy of taxes, the Commissioners Courts of the Counties of Taylor and Callahan, respectively, shall pass all necessary and proper orders issuing said bonds and levying taxes in payment thereof; providing that such taxes shall be assessed and collected in the same manner now provided by law for the assessment and collection of taxes in and for common county-line school districts; providing that it shall not be necessary for Taylor-Callahan Counties Road District Number 7, hereby created, to vote and issue bonds to compensate Road District Number 1; enacting provisions incident and relating to the subject and purpose of this Act, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, March 22, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee of Enrolled Bills, to whom was referred

H. B. No. 586, "An Act to amend the subject matter embraced in Section 3, Section 4, Section 7, Section 12, Section 13, and Section 19, of Chapter 482, Acts of the Forty-fourth Legislature, Third Called Session, and adding a new section to be known as Section 17A authorizing the Commission to make reciprocal arrangements with other States and the Federal Government with respect to wages earned and benefits accumulated by employees in other States, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, March 22, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 712, "An Act creating a Special Road Law for Montague County, Texas, providing that said

County may fund or refund designated interest bearing time warrants in an amount not exceeding Eleven Thousand, Five Hundred (\$11,500.00) Dollars and designated scrip warrants in an amount not exceeding Thirty-eight Thousand, Five Hundred (\$38,500.00) Dollars, outstanding against its Road and Bridge Fund as of February 15, 1937, by the issuance of funding bonds, and setting forth the method of issuing same; validating all acts of the Commissioners Court and of the county officials of said County in authorizing the levying of taxes to pay principal and interest thereon,

and in issuing and delivering said warrants; providing that the General Laws pertaining to roads and bridges shall be applicable to said County, when not in conflict with the provisions hereof; repealing all laws and parts of laws in conflict herewith; repealing Senate Bill No. 351, Acts of the Regular Session of the Forty-fifth Legislature; enacting provisions incident to and relating to the subject and purpose of this Act, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

In Memory of
Mrs. Willie Elnor Morse

Mr. Howard offered the following resolution:

Whereas, On the morning of Sunday, March 21, 1937, the Divine Providence called from the ranks of the mortal one of the most distinguished and beloved citizens of Houston, Texas; and

Whereas, It is both fitting and proper that the House of Representatives of the State of Texas should take notice at this hour of the passing of Mrs. Willie Elnor Morse, beloved mother of our honored and esteemed fellow Member of the House, Emmett Morse; and

Whereas, Her death is not only a great loss to her loved ones but to her many friends and to the city in which she lived, and her influence will be remembered and her life will be an inspiration through the years to come; now, therefore, be it

Resolved by the House of Representatives of the State of Texas, That the Members deeply regret the passing of this noble and worthy woman and extend our sincerest sympathy to her bereaved family; and, be it further

Resolved, That a copy of this resolution be spread upon the House Journal of today, and when the House adjourns today that it do so in respect and memory of Mrs. Willie Elnor Morse; and, be it further

Resolved, That a suitable floral offering be sent to the funeral of the deceased, and copies of this resolution be sent to the members of the family.

HOWARD,
WINFREE,
MANN,
HEFLIN,
THORNTON.

The resolution was read second time.

Signed—Calvert, Speaker; Adkins, Alexander, Alsup, Amos, Baker, Bates, Beckworth, Bell, Blankenship, Boethel, Bond, Boyer, Bradbury, Bradford, Bridgers, Broadfoot, Brown, Burton, Cagle, Callan, Carssow, Cathey, Cauthorn, Celaya, Cleveland, Colquitt, Davis of Haskell, Davis of Jasper, Davison of Fisher, Davisson of Eastland, Dean, Deglandon, Derden, Dickison, Dollins, England, Farmer, Felty, Fielden, Fox, Fuchs, Gibson, Graves, Hamilton, Hankamer, Hanna, Harbin, Hardin, Harper, Harrell, Harris of Archer, Harris of Dallas, Harris of Dickens, Hartzog, Herzik, Holland, Hoskins, Huddleston, Hull, Hyder, Jackson, James, Johnson of Ellis, Johnson of Tarrant, Jones of Angelina, Jones of Atascosa, Jones of Falls, Jones of Wise, Keefe, Keith, Kelt, Kenyon, Kern, King, Knetsch, Langdon, Lankford, Lanning, Leath, Leonard, Leyendecker, Little, Loggins, London, Lucas, Mauritz, Mays, McConnell, McCracken, McDonald, McFarland, McKee, McKinney, Metcalfe, Moffett, Monkhouse, Morris, Newton, Nicholson, Oliver, Palmer, Patterson of Mills, Patterson of Travis, Petsch, Pope, Powell, Prescott, Quinn, Ragsdale, Reader, Reed of Bowie, Reed of Dallas, Rhodes, Riddle, Roark, Ross, Russell, Rutta, Schuenemann, Settle, Sewell, Sharpe, Shell, Simpson, Skaggs, Smith of Hopkins, Smith of Matagorda, Smith of Tarrant, Stevenson, Stinson, Stocks, Talbert, Tarwater, Tennant, Tennyson, Thornberry, Vale, Waggoner, Walker, Weldon, Westbrook, Wood and Worley.

On motion of Mr. Hanna, the names of all the Members of the House were added to the resolution as signers thereof.

The resolution was unanimously adopted.